

State of North Carolina }
 Buncombe County } Know all men by these
 presents, that J. M. S. Erwin, arm in good health
 and of a sound mind, and in the presence
 of these witnesses, this indenture made this the first
 day of May, in the year of Lord one thousand
 eight hundred & sixty eight between W. J. Erwin
 and the heirs of W. J. Erwin, of the state, and county for-
 said, that J. M. S. Erwin, do by these presents grant
 will, and bequeath, unto the heirs of W. J. Erwin
 all my tract of land, lying, & being in the county of
 Buncombe, on the west side of the French Broad river,
 on the waters of Newfound, on the Round-Hill branch
 containing three hundred and fifty acres, more or less,
 said land is bounded, as follows; beginning on a post oak
 in the speculation line, thence south twenty five poles
 to a white oak. E. E. Triplett's corner, thence E. 4 S. Eighty four
 poles, to a hickory, thence N. 76. E. side. Also to three small
 black oak, thence E. 93. S. one hundred, and twenty six
 poles to a black oak, thence 30. W. forty poles to a black oak
 thence S. 60 W. 22. poles to a black oak, thence S. 45 W. twelve
 poles & a half to a hickory, thence south 12 1/2 poles
 to ^{four} ~~three~~ ^{four} poles, on the top of the mountain, between thence
 south to a pine the conditional line between J. V. Cole
 and W. J. Erwin, on the top of later hill mountain,
 thence two hundred poles following the top of the mountain
 to a white oak, thence North one hundred poles to a stake
 in J. M. Ratcliff's line and in the speculation line
 thence west 30 poles to a ash stump, thence N. 65 W.
 twelve poles, to a white oak, thence N. 80. W. thirty three
 poles to a low-wood, thence N. 55. W. twenty 3 1/2 poles
 to a black oak, thence west ~~with~~ said J. M. Ratcliff's
 line 60 poles to a white oak, and Spanish oak corner J. M.
 Ratcliff's corner thence North 92 poles to a stake in said
 Ratcliff's line, thence S. 60. W. 1. 4 2 poles to a forked
 locust, thence south 20 poles to the The beginning in
 speculation line containing three hundred and fifty
 acres more or less together with all, woods ways moun-
 tains, minerals, and all other benefits of what-
 ever nature or kind, arising from the above
 specified land unto the said heirs of W. J. Erwin
 do warrant the title, and forever release all
 claims unto the said heirs

Signed, sealed and in presence of these witnesses,
 the date & year first above written,
 The said W. J. Erwin, persons all the benefits
 of the said farm for his own use during his
 life, with all the house ~~and~~ hold furniture, and
 all the stock hogs, and cattle sheep &c.

Wit-
 E. L. Triplett

J. M. S. Erwin ^{seal}

Wm. J. Ratcliff

State of North Carolina
 Buncombe County

In the Probate Court

The Execution of the within will was this 5th day
 of November 1869: duly acknowledged before the
 undersigned Judge of Probate by W. J. Erwin the
 maker thereof, to be his act and deed for the purposes therein
 named and at his request it is entered on
 the will docket of this court, he declaring it
 to be his Last will and Testament.

J. B. Reed
 Probate Judge

North Carolina } In the Probate Court.

Buncombe County }

To J. B. Reed Probate Judge for the County aforesaid. The under-
 signed applies to have the last will and testament of B. J. Curtis
 duly admitted to probate, and shows;

1st That B. J. Curtis, a citizen of Buncombe County is dead that he
 died on the 23rd February 1870

2nd That he left a last will, and testament, and appointed
 the undersigned his executor, 3rd That the value of the said B. J. Curtis
 property, amounts to the best information and belief of the under-
 signed, Two thousand dollars of which \$1200⁰⁰ is real estate
 & \$800⁰⁰ personal property consisting of mules, cattle, hogs, sheep, and
 farming tools, house-hold, and kitchen furniture, and money on hand
 The names and residences of all the parties interested in the testators
 property, as follows: Susan Curtis, widow, W. H. Curtis, Julia E. Young
 wife of S. F. Young Julia A. Brown wife of W. D. Brown, Jane
 Miller wife of William Miller, & Mary E. Curtis, Elizabeth E. Curtis
 George B. Curtis & M. Curtis Julia E. W. Curtis; and that all of said parties
 reside in Buncombe County Susan M. Curtis, & Julia E. W. Curtis are
 minors, and Julia E. W. Curtis is under the age of 21 years. Susan M. Curtis, has no guardian
 appointed for her, and Julia E. W. Curtis is under the age of 21 years.

J. B. L. Snodgrass

In the name of God, Amen.

I, Benjamin F. Curtis, residing on north Hammon,
in the county of Buncombe, and State of North
Carolina, being of solvent mind, and disposing
memory, and calling to mind, that death is certain
and my continuance in this life uncertain, do call
up all the powers of my mind to bless God for all the
mercies that He has blessed me with, and do think it
proper to make a disposition of such worldly substances as
He hath blessed me with, in the foregoing manner.

First, I desire that my body be buried in a plain decent
~~manner~~, by my executors, hereinafter named, the ex-
penses to be paid by them, as hereafter provided in this
my last will. I will and desire to my beloved
wife Susan, all my home lands including the
dwelling, and all my mountain lands, excepting ~~some~~
seventy five acres, in the Gap of the mountain, where
William Moore now lives, & hold lease from me for
during her life time or widowhood for her use,
and each of my children as may remain single,
and unmarried; I further desire to my said
wife two work beast, to be taken out of my work
beast, provided there be that amount of work animals
on hand at my death if not to be only one; also
my two horse waggon, and harness and equipment
for the same. I further will and desire to my said
wife sufficient cattle, sheep, hogs, &c for her use, and
comfort to be taken out of my stock on hand, also
house-hold, kitchen furniture for her, & farming tools
and a sufficient amount of grain & other provis-
ions to do her & each of my children that may be
with her, & unmarried; to include Julia M. Jew
who is now one of my family, provided she
remain with my wife, as one of the family
and on condition that this Julia M. Jew, my wife's
niece, should remain with my wife, and give
her such assistance as is reasonable till the death of
my said wife Susan, or till she arrive at the
age of twenty one years that then I request that
my said wife permit said niece one cow &
calf, also one bed to be furnished out of the property
as above set apart, & to my said wife, on the
condition, that she may feel herself able to do so.

all the perishable property to be set apart to her by two
disinterested persons, one to be chosen by her, and the
other to be chosen by my executors, the grain, and
other provisions to be set apart to be sufficient to do
her and those mentioned as above, from
the time of my disease, till she can gather
her next crop thereafter, all the above property
to be to the use of my said wife Susan, during
her life time and widowhood.

Having given to my son W. H. Curtis in land
by deed, also a horse beast, & other property to
the amount of five hundred & nineteen dollars
I hereby confirm to him, the mass of all such
property, I think this will be as much, or
probably more than I will be able to give
to my children, therefore I give him nothing
more.

Having given to my son Joshua C. Curtis
by deed, also a horse beast, and other property
the amount of seven hundred & sixteen
dollars & 50 cents; I hereby confirm the right
of said property, to him by his paying
to Julia A. wife of William Fuson, one hundred
and fifty dollars \$125 of which he has already
paid; also he is to pay to Celia D. wife of J. F.
Young fifty dollars, which he agreed to do;
the above sum, which is not now paid, is
to be paid, within twelve months after
my disease, no interest till then to be paid,
on the land where William Moore now lives,
there are two or three good Walnut trees, if
I do not get them from there Joshua C. Curtis
is to have them provided he gets them from
there, in one year after my disease,
thinking this to be his proportion of my
estate; I give him nothing more.

Having given to my daughter Jane, formerly
wife of James M. Young, deceased, deceased
now wife of William Miller, a cow, & calf
house-hold furniture, & stock to the amount
of forty three dollars, I confirm the right of said
property to her, I give her nothing further
from the fact that the land on which she now

lives, was bought by her first husband from me, and paid for in Confederate money, greatly to her disadvantage, and to my loss.

I will and desire to my daughter Mary C. Curtis and her heirs, and assigns forever a tract of land of twenty five acres, where William Bruce now lives, in what is called the Walker Cove. The same was granted to me by the State of North Carolina, to be hers absolute, also one cow, and bed supposed to be worth thirty dollars, no price set on the land.

I will and desire to my youngest daughters Elizabeth S. Curtis, and Susan M. Curtis, and their heirs and assigns forever, the same being the land on which I now live, the same being the land set apart to my wife Susan in this will. her life-time or widow-hood, to come into their possession absolute, and forever, at the death of my wife their mother, and when the provisions made for her in this will is fully met. also to each one of the said daughters, Elizabeth S. & Susan M. one cow, and one bed to each said cows, & beds supposed to be worth to each thirty dollars, said cows, and beds mentioned in this will the three last named daughters, are now on the homestead premises known by them, and the rest of my family as their having given to my daughter Julia A. Wife of William Person at her marriage forty four dollars & 50 cents in stock & house furniture also my son Joshua C. Curtis is to pay her one hundred, and fifty dollars he having already paid all of said sum but twenty five dollars I confirm this gift to her.

Having given to my daughter Julia S. of S. F. house at her marriage in stock & house furniture forty one dollars, and my son Joshua C. Curtis agrees to pay fifty dollars heretofore mentioned in this my will therefore confirm these gifts to her.

I now further will and desire that all of my property of every kind both real and personal be sold by my Executors hereinafter named for ready money after thirty days lawful notice to the heirs of the same of which sum my Executors, to pay my personal expenses and lawful debts and to

if there be any more left to pay over Julia D. wife of S. F. Young one hundred dollars, to be paid to her in two years after my decease; if I fail to this last desire to her in my lifetime if I do I will I will take receipt for the same. I further will, & desire that after all the above matters, be met then effects should be in the hands of my said Executors the same be equally divided amongst my children hereinafter named, to wit: Julia D. Young Julia A. Brown, Mary C. Curtis Elizabeth S. Curtis, and Susan M. Curtis. I herein constitute and, appoint J. C. L. Judger my true and lawful Executor in whom I have full confidence.

signed, sealed, published, and declared in the presence of the following witnesses, who signed the same in the presence of each other the testator signing the same in the presence of the witnesses done this 20th day of January A. D. one thousand Eight hundred and seventy.

Test. W. G. Morgan.

Samuel B. Judger.

B. J. Curtis Seal

Buncombe County, ^{North Carolina}
In the Probate Court.

A paper writing purporting to be the last will and testament of B. J. Curtis dec'd, is exhibited before me the undersigned judge of Probate for said County, by J. C. L. Judger the executor thereof by the said Benjamin J. Curtis by the oath, and examination of W. G. Morgan, and Samuel B. Judger the subscribing thereto, who being duly sworn doth depose, and say, and each, for himself depose and saith, that he is a subscribing witness thereto to the paper writing now shown him; purporting to be the last will and testament of Benjamin J. Curtis, that the said Benjamin J. Curtis 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 on the 20th day of January 1870,

and the deponent further saith that that said Benjamin J. Curtis, the testator aforesaid, died at the time of subscribing his name as aforesaid, and

did declare the said paper writing, so subscribed by him, and exhibited, to be his last will and testament, and three deponents did thereupon subscribe his name at the end of said will as an attesting witness thereto, and at the request, and in the presence of the said testator. And this deponent further saith, that at the said time, when the said testator, subscribed his name to the said last will, as aforesaid: and at the time these deponents subscribing his name as an attesting witness thereto as aforesaid, the said W. J. Curtis, was of sound mind, and memory, of full age, to execute a will, and was not under any restraint, to the knowledge information or belief of these deponents and further these deponents say not.

W. J. Morgan
Sam. B. Linder

Sworn to severally; and
Subscribed this 24th day of
February 1870.
J. E. Reed.
Judge of Probate.

State of North Carolina
Buncombe County

In the Probate Court.

- To J. E. Reed, Probate Judge for the County before said
The undersigned applies to have the last Will and Testament
of Noah Morgan Dead, admitted to Probate, and shows
- 1st That Noah Morgan late a citizen Buncombe is dead; that he died on the 5th day of February, 1870.
 - 2^d That he left a last will & testament, and appointed the undersigned his executors Jesse J. Morgan, and John Ammons.
 - 3^d That the value of the said Noah Morgan's property, amounts to, from the best information, and belief of the undersigned, from four to five thousand dollars, of which amount about \$3,500 is real property, and about \$1,000.00 is personal property, consisting, of horses, mules, cattle, hogs, sheep, farming tools, household & kitchen furniture, and cash notes, and accounts, and money.

The names and residences of all the parties interested, are as follows: Stephen J. Morgan, Thos. C. Morgan, John C. B. Morgan, Mary S. Morgan, and that all the said parties reside in Buncombe County.
(Signed) John Ammons
J. E. Morgan.

Sworn to and subscribed
before me: This 7th day
March 1870. J. E. Reed Probate Judge for the
County of Buncombe.

Be it remembered, that on the twentieth day of May January in the year of our Lord one thousand eight hundred and seventy, Noah Morgan, of the County of Buncombe and State of North Carolina do make and publish his last will and testament in the following words, and figures (To wit) First my body to the grave and my soul to God is my first and greatest desire

- 2^d It is my wish and desire, that all my last debts should be paid by my executors herein named out of my estate; then the balance of my estate to be divided between my beloved my & wife Mary Sufphrona, and my three sons Stephen J. Thos C. & John C. B. Morgan, as follows: To my wife and youngest son — J. C. B. all that part of my land, beginning at a least stake