

State of North Carolina (in the Superior
County } Court.
S. S.

A paper purporting to be the last will and
testament of Jacob C. Cawble deceased, is exhibi-
ted before me, the undersigned, Clerk of Court
for said County, by Daniel W. Cawble, the execu-
tor thereof mentioned, and the due execution
thereof by the said Jacob C. Cawble by the oath and
examination of Chas. W. Watson and Thomas
L. Daniels the subscribing witnesses thereto, who
being duly sworn to the deposit and say, and each
for himself do swear and say, that he is sub-
scribing witness to the paper purporting now shown
herein purporting to be the last will and testa-
ment of Jacob C. Cawble, that the said Jacob
Cawble, in the presence of this Deponent, sub-
scribed his name at the end of said paper writing,
which now shown as aforesaid, and which
bears date of the 16th day of September, 1890,
and that the Deponent further saith, that the said
Jacob Cawble the testator aforesaid, did at the
time of subscribing his name as aforesaid,
declare the said paper writing so subscribed
by him and set his face to be his last will and
testament, and this Deponent 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 so subscribed
his name as an attesting witness thereto, as afo-
said, the said Jacob Cawble 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 this Deponent,
and further these Deponents say not.

Chas. W. Watson Secy
Thos. Daniels Secy

Sworn and subscribed this 10th
day of August, 1891, before me
J. P. Cathey, C. C.

Upon taking the testimony of the witnesses whose
names appear at the end of said paper
writing, purporting to be the last will and
testament of Jacob Cawble deceased,
It is considered and adjudged by me
that said paper writing and every part
thereof is the last will and testament of
Jacob Cawble, deceased, and thereupon
the last testamentary issued to Daniel W.
Cawble, the executor named and appointed
in said will, he having first taken the
oath required by law of executors.
August 10, 1891

J. L. Cathey C. C.

Last Will and Testament of Eleanor H. Swain
Raleigh, North Carolina January 5th 1883.

I Eleanor H. Swain of the City of Raleigh and
State of North Carolina do make and publish
this my last will and Testament hereby writing
all others

No 1. My Farm in Edgecombe and Pitt Counties. I
give to the children of my deceased daughter Mrs
E. H. Atkins. I wish from the proceeds of the farm
or some other, that my sister Felsora, if surviving
I shall receive two hundred and fifty dollars
annually during her life. The balance of said
Ego to the children of my daughter if a sale
of farm is profitable in time, then the money paid
first, must be invested in some kind of stock
or property yielding dividends or interest, which
dividends, son of my daughter, becomes of age, then
may be a division of this property. Each child
having an equal share.

No 2. Bank Stock in Citizens Bank of Raleigh, and
in Merchants and Farmers National Bank of
Charlotte with the remaining debt I will due from
the Kimberly Estate in Blount County, I leave
to be equally divided between the children of
my deceased daughter E. H. Atkins, receiving the
interest only, until after each becoming of age.

No 3. Money due me as the sole legatee of my deceased
husband D. L. Swain, from the Trustees of the

University of North Carolina, I will to my Grand Son, S. Dykins Atkins.
No 4. In the Historical Collection. Machine my husband, S. L. Swain, in consideration of his great zeal in providing a good and reliable history of his native State, though unbusinesslike, I leave unto the Executors of this Will, to dispose under one gift, as may believe to be best, to ensure a fulfilment of the work to the State of North Carolina.

No 5. A Tract of Land, near Dalton, Georgia, I give to Lula Swain my granddaughter, and advise her to go and live on it, said to be valuable. Some Mountain Land in Buncombe County in the care of R. V. Blackstock, for sale, with some notes due, from sale of same, I give to Lula Swain.

No 6 The debt due with interest from the Estate of the late John Eiler, of Franklin, Macon County, I give on half to Lula Swain, the other half equally divided to Dot and Susan Atkins my grand daughters.

No 7 The University Magazine, I give to Dot Atkins, my granddaughter, and all other books I have, if he desires, except my portrait, 2 volumes in 4 volumes, I give to Lula Swain, and 2 vols of the New Testament, I give to Dot Atkins.

No 8. My family portraits I leave to the Children of my deceased daughter E. H. Atkins, and always remain with some relation of this Mother. They shall not be removed from the old family mansion, so long as it may be occupied by one of the family.

No 9. A Waiting Servant, kind and of good morals must be provided for the care of my youngest and dear little Susan Atkins, paid for with Bank interest. The same thing may be done for and by Dot and Dykins if they like.

No 10. If there should be a residue of the Estate not embraced in this Will, but may be found among the bonds or notes in the hands of my

Grand Nephew, H. Battle City, who has in part the Management of my business, I will add to the closing up of my family affairs. I owe no debt unless in the settlement with Mr. Battle, and in paying any account my father may have incurred against me. This matter will be attended to, as soon as practicable as I have some funds in Citizens Bank \$1000 (one thousand dollars) after my burial expenses, and medical bills are paid, I would that be a balance of funds remaining, and everything settled, divide between my four Grand Children. By the death of my Sister Susan White, I am made by her will sole heir to all but one fifth of the two acre lot, on which we have lived. My Sister Feltow owner of a fifth, my Will leaves her in possession of the house and lot, which she may retain so long as she lives without molestation, or change of rent by any heirs. The Children of my Daughter E. H. Atkins deceased with my Sister Feltow consent I will have the privilege of retaining as encroach two lots of one third acre each fronting New Bern Avenue extending from Eastern Cornerance running back south one half acre for fences, whatever value the lot are valuable from it, I will deduct from each lot five hundred dollars as a compensation for services freely rendered to the afflicted children names shall be given elsewhere.

A Tombstone to the Memory of my two Sisters, Susan and Emma Gould at the head with an arch resting on two stones or pillars.

Inscription
Susan White, Born Aug 15th 1795.
Born of the Spirit July 15th 1811.
Died 18th Oct 1882.

Emma C. White Born Feb 12th 1802.
Died Sept 23rd 1882.

Unites in life and divides in death.

I wish to have a Tombstone at the grave of my aunt to the memory of my Son Richard C. Swain buried in Forestport, Md.

Inscription
Sacred to the Memory of

Richard Caswell, Swain
Son of Hon. David L Swain and
Eleanor his wife of North Carolina
Born in Raleigh Nov 28th 1837
Died or accident on Rail Road near
Shannon Ill. January 29th 1872,
Bereaved by his affectionate Mother
Eleanor L Swain of Raleigh N.C.

I appoint Rev Walter Clark and Richard
H. Battle Attys Trustees of my Will
Should they refuse I wish them to appoint
other reliable persons for the benefit of the heirs
of my grand children.
Edw Eleanor L Swain

At disposal of my household goods, my furniture
in the big room my chairs shall remain as it is
so long as the children of my deceased daugh-
ter Edith remain shall live here or continue to
visit this old home of their Grand Mother
Ed Swain, when a sale is desired. The
money arising from the articles named:
Marble Bed Room Washstand Bureau Wash
stand Four Marble Top Tables and one Dressing
Four Marble Top Tables. Sewing Machine, 3
pair chairs, 1 doz cane bottom do. one Rocking
do. 2 c. 2 small Tables like the one I gave to
Fulton - one pair of large Chovel and Tongue
large looking glass. I proceed, shall assign
to my grand son Dykiss - my Carpet I
give to Dot and Susie Atkins. Also my large
bed & pair Linen sheets two bed Marsailles
covers & pillowcases may desire a division of
the bed, it will make a single bed for each
with two pair of pillows, one pair to each.
The small single bed & bed with feather bed, 2
Marsailles pair of pillows 2 pair of Blankets
one for Dykiss. The Marsailles quilt, if two
large may be sold for one and Dot. My Crown
size feather bed
I give to Lula Swain. also my white plated
cups and 10 dinner knives. My white
tea set for Dot Atkins. My large brass
fast and dinner blue China etc to be di-

vided between my 3 grand daughters Lula Josie
Dot & Sue Atkins, if a sale is impracticable divide
the same accordingly 2 large white pitchers,
wash bowl and pitcher to match - one doz
goblets. do small checker set with basins
2. divide or sell. Money divide between the
3 grand daughters. Lin. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 841. 842. 843. 844. 845. 846. 847. 848. 849. 850. 851. 852. 853. 854. 855. 856. 857. 858. 859. 860. 861. 862. 863. 864. 865. 866. 867. 868. 869. 870. 871. 872. 873. 874. 875. 876. 877. 878. 879. 880. 881. 882. 883. 884. 885. 886. 887. 888. 889. 890. 891. 892. 893. 894. 895. 896. 897. 898. 899. 900. 901. 902. 903. 904. 905. 906. 907. 908. 909. 910. 911. 912. 913. 914. 915. 916. 917. 918. 919. 920. 921. 922. 923. 924. 925. 926. 927. 928. 929. 930. 931. 932. 933. 934. 935. 936. 937. 938. 939. 940. 941. 942. 943. 944. 945. 946. 947. 948. 949. 950. 951. 952. 953. 954. 955. 956. 957. 958. 959. 960. 961. 962. 963. 964. 965. 966. 967. 968. 969. 970. 971. 972. 973. 974. 975. 976. 977. 978. 979. 980. 981. 982. 983. 984. 985. 986. 987. 988. 989. 990. 991. 992. 993. 994. 995. 996. 997. 998. 999. 1000.

This is humbly done if I live a few years
longer I hope to dispose most of my effects
without this trouble of memoranda.

Dot has all her Mothers Jewels.
The furniture of my sister Susan & Emma
will be given on the possession of by sale for the
benefit of my grand children to each an equal

Shane. 2 Dry Silver Spoons of Susan & Emma, and
 Sea White Metal set in for my little Susanna
 Silver Soup Ladle for Lila Swain & all the
 silver spoons of Susan & Emma to be given
 to Lila Swain.

The 2 names I offer to sell lots to an ex-
 ecution clerk & Dr. Knoss may have there
 own convenience for payment to him of
 E. H. Atkins
 May 8/88. E H Swain

North Carolina

In Re

Last Will and Testament
 of Eleanor H Swain

Wake County
 In the Probate Court
 Probate of Will

A paper writing without subscription witnesses
 purporting to be the last will and testament of Eleanor
 H Swain, is shewing for probate in open Court by
 J. H. Battle and Walter Clark the Executors and
 Trustees therein named; and it is thereupon
 proved by oath and examination of J. B. Haywood
 and J. H. Battle that the said Will
 was found among the papers and effects of the
 said Eleanor H Swain which were of value
 to wit: in the trunk containing her money notes
 receipts and it is further proved by the oath
 and examination of three competent and
 credible witnesses to wit: Miss Lizzie B. Haywood
 Geo. Smith D Atkins and J. H. Battle that they
 are acquainted with the hand writing of the
 said Eleanor H Swain, having seen her write
 and verily believe that the name of the said
 Eleanor H Swain subscribed to said Will,
 and the said Will itself and every part thereof
 and the handwriting of the said Eleanor
 H Swain
 and it is further proved by the evidence of the
 three last mentioned witnesses, that the said
 handwriting is generally known to the acquaintances
 of the said Eleanor H Swain

Wm and subscribed before me
 this 13th day of February 1888
 Chas D. H. Church
 J. B. Haywood
 Geo. Smith D Atkins
 J. H. Battle

It is thereupon considered by the Court that the
 said paper writing is the last Will and Testament
 of the said Eleanor H Swain, and the same is
 ordered to be recorded and filed
 This 13th day of February 1888

Chas D. H. Church
 Probate Judge.

North Carolina
 Wake County

I J. W. Thompson Clerk of the
 Superior Court, in and for the County aforesaid do
 hereby certify the foregoing to be a full, true and
 perfect copy of the last Will and Testament of
 Eleanor H Swain deceased and I further certify
 the foregoing to be a full, true and perfect copy of
 the probate and order there as such a record
 from Record now on file in said office

Witness my hand and seal this
 17th day of August 1891

In testimony whereof I hereunto
 subscribe my name and affix the
 Seal of said office at Raleigh
 N. C. this 17th day of August 1891
 J. W. Thompson
 Clerk Superior Court

North Carolina
 Brunswick County

On this the 18th day of August
 1891, there is exhibited in open Court a paper
 writing hereto attached purporting to be a copy
 of the last Will and Testament of the late
 Eleanor H Swain. Certified by John W. Thomp-
 son Clerk of the Superior Court of Wake
 County, North Carolina. Under his official
 Seal. And it appearing from an inspection
 thereof that the same is a true copy; that
 the Certificate thereof is correct, in due
 form and according to law, and by the
 proper officer. It is adjudged that the said
 copy is now admissible to probate in the
 County of Brunswick and venue to be heard
 this 18th day of August 1891.

J. L. Cathey
 Clerk Superior Court
 Brunswick County,