

State of North Carolina } In the Superior
Buncombe County) Court.

A paper purporting to be the last Will and Testament of Hiram Brand deceased is exhibited before me, the undersigned, Clerk of the Superior Court - for said County by John W Starnes & Jesse R Starnes the Executors therein named and the due execution thereof by the said Hiram Brand by the oath and examination of A P Summey and G W Purifoy, the subscribing witnesses thereto; who, being duly sworn, both depose and say, and each for himself depose and say, that he is a subscribing witness to the paper writing now shown him purporting to be the last Will and Testament of Hiram Brand, that the said Hiram Brand, in the presence of this deponent, subscribed his name at the end of said paper writing which now shown as aforesaid, and which bears date of the 5th day of February 1887

And the deponent further saith, That the said Hiram Brand the testator aforesaid, did at the time of subscribing his name as aforesaid declare the said paper writing to be subscribed by him and exhibited 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 at 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 of deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said Hiram Brand was of sound mind and memory of full age to execute a Will, and was not under any restraint to the giving of information or belief of this deponent

And further these deponents say not

A P Summey Clerk
G W Purifoy

Solemnly sworn and
Subscribed this 24th Febry 1887
before me W D Reynolds
Clerk

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We J W Starnes and Jesse R Starnes do swear that we believe this writing to be and contain the last Will and Testament of Hiram Brand deceased; and that we will well and truly execute the same by first paying his debts and then his legacies, as far as the said estate shall extend, or the law will charge us and that we will well and faithfully execute the office of Executors agreeable to the trust and confidence reposed in us, and according to law; so help us God

John W Starnes
Jesse R Starnes
Sworn and Subscribed before me this Febry 24th day 1887
W D Reynolds
Clerk Superior Court

The last-Will and Testament of H Brand

State of North Carolina
Buncombe County

I, Xaver Brand of the County of Asheville
County & State aforesaid, being of sound
mind and disposing memory, though feeble
of body and considering the uncertainty
of my earthly existence, do make, and
declare this my last will and testament
in manner and form following
That is to say,

First

That my executors (hereinafter named)
shall provide for my body a decent funeral
suitable to my circumstances and according
to the wishes of my family, and pay all
funeral expenses, together with all my
just debts, howsoever and to whomsoever
due out of the money that may first
come into their hands as in part or parcel
of my estate

Item

I give, devise and bequeath to my daughter
Maggie B Starnes, wife of Jesse R Starnes,
Two thousand dollars in money to be paid
out of my estate as soon as funds sufficient
to do so may be realized from my estate after
the payment of my debts & funeral expenses

Item

I give, devise and bequeath to my
beloved wife D. A. E. Brand for the term of
her natural life all the residue of my
property, (after paying the bequest to my daughter
Maggie B Starnes). Real, personal and mixed
of what nature or kind soever and wheresoever
the same shall be, at the time of my death
to be used and enjoyed by her, with the rents
and profits arising therefrom during her natural
life in satisfaction for and in lieu of dower
and thirds of and in all my real estate.

Item

At the death of my said wife, I devise and bequeath
to my daughter Maggie B Starnes and my wife's daugh-
ter Mary J Starnes the wives of Jesse R Starnes and
John W Starnes in equal parts, share and share alike
all of my entire estate that may remain after the
support of my said wife during her natural life

My reasons for making the above dispo-
sition of my property is as follows. My wife has, during
all our married life labored and toiled with me
to accumulate what we have, and I desire that
she should reap some of the fruits of her labor
& without being dependent upon any body

I have given my own daughter Maggie B
Starnes, Two thousand dollars more than my
wife's daughter for the reason that when I married
my wife I had on hand in cash fifteen hundred
dollars which of right she ought to have and I
thought it would take five hundred dollars ad-
ditional to make them equal in advances hitherto
made in land = What has been made since
my marriage I desire to divide equally between
my own daughter & my wife's daughter

And I do hereby nominate, constitute
and appoint my sons in law John W Starnes
and Jesse R Starnes executors of this my last
will and testament, hereby revoking and
making void all and every other will or wills
at any time heretofore made by me and do
declare this to be my last will and testament

In witness whereof I the said Xaver
Brand have hereunto set my hand this 5th February
1887 Xaver Brand

Signed, declared and published by the above named
Xaver Brand as and for his last will and testament
in the presence of us, who at his request and in
his presence have subscribed our names as witnesses
is done to

A J Sumner
J W Turley