

And the depositions in writing of said Moore and Wells by you so taken, the same to transmit. Seal with your seal to the Clerk, the Superior Court of Buncombe County, North Carolina, at Asheville, in said State and County.

Witness J. L. Catty, Clerk of the Superior Court of Buncombe County, at office in Asheville, North Carolina the 17th day of December A D 1895.

J. L. Catty Clerk
Superior Court Buncombe
County,

North Carolina }
Buncombe County } In the Superior Court.

In the Matter of the }
Probate of the Will of }
S. W. Webb, Deceased. }

I, William D. Knapp, of Somersworth, Stafford County, New Hampshire, a Commissioner duly appointed by J. L. Catty, Clerk of the Superior Court of Buncombe County, under the Seal of said Court, and according to law, to take the depositions and examination of Henry B. Moore, and Christopher H. Wells, residents and Citizens of Somersworth, Stafford County, New Hampshire, touching the execution and Publications of a Last Will and Testament by S. W. Webb, deceased, at Somersworth, Stafford County, New Hampshire on the 9th of September 1879, do make and render to said Superior Court of Buncombe County, North Carolina the following report of Proceedings had before me in that behalf, as Commissioner as aforesaid:

On the 24th day of December 1895, I exhibited a Paper writing to the said Henry B. Moore, and Christopher H. Wells, purporting to be the last Will and Testament of S. W. Webb, deceased, signed and sealed at the end thereof by S. W. Webb, and to which Paper writing, Henry B. Moore, Christopher H. Wells and William H. Burleigh are attesting and subscribing witnesses and purporting to be signed and sealed and Published as and for a Last Will and Testament by S. W. Webb, on the 9th day of September 1879. Then a resident and Citizens of Somersworth, Stafford County, New Hampshire. And the said Henry B. Moore and Christopher H. Wells, Citizens and residents of Stafford County, New Hampshire being by me each duly sworn, both depose and say each for himself both depose and say that he is &

Subscribing witness to the Paper writing now exhibited to him purporting to be the Last Will and Testament of S. W. Webb, deceased, that the said S. W. Webb, in the presence of these deponents and each of them subscribed his name at the end of said Paper writing, which is now shown him, as aforesaid, and which bears date of the 9th day of September, 1879; that the said S. W. Webb, the testator aforesaid, died at the time of subscribing his name as aforesaid, declares the said Paper writing so subscribed and sealed by him, and now exhibited to deponents and to each of them, to be his Last Will and Testament, and these deponents and each of them did thereupon subscribe his name at the end of said Will as an attesting witness, wrote at the request of said testator S. W. Webb, and in the presence of said testator and in the presence of each other; that at the said time when the said testator subscribed his name to the said Last Will as aforesaid, and at the time of deponents, and each of them subscribing his name as an attesting witness wrote, as aforesaid, the said S. W. Webb was of sound mind and memory of full age to execute a will, and was not under any restraint to the knowledge, information and belief of these deponents, or either of them.

Henry B. Moore *Sub*
Chris H. Wells *Sub*

That the foregoing affidavit and depositions was solemnly sworn to subscribed and sealed in my presence, on the 24th day of December 1895, by Henry B. Moore and Christopher H. Wells, all of which is respectfully submitted.

William D. Knapp
Commissioner

Fees
Henry B. Moore \$1.00
Chris H. Wells \$1.00
Wm D. Knapp \$2.00
\$4.00

North Carolina }
Buncombe County }

In the Matter of the Probate }
of the Last Will and Testament } Order of Probate
of S. W. Webb, Deceased }

This matter coming on to be heard before J. L. Catty, Clerk of the Superior Court of Buncombe County, on the 8th day of January, 1896, upon the application of Mrs. Martha Webb, Executrix of the Last Will and Testament of S. W. Webb;

And it appearing to the Satisfaction of the Court, that S. W. Webb is dead leaving a Last Will and Testament in which Martha S. Webb, was duly appointed Executrix. The said will was executed on the 9th day of September A.D. 1879, at Somersworth, Stafford County, New Hampshire; and that Henry W. Moore, Christopher W. Wells, and William Burleigh are the subscribing witnesses thereto, all of which appears to the Satisfaction of the Court from the depositions of Henry W. Moore and Christopher W. Wells, two of the subscribing witnesses to the said last will and Testament which depositions were duly taken by William D. Penapp, a Commissioner duly appointed for that purpose by J. L. Catty, Clerk of the Superior Court of Buncombe County, and from other proofs and evidence.

It is therefore Considered, Ordered and adjudged by the Court, that said Paper writing described as above, is the last will and Testament of S. W. Webb. Decreed and the same is admitted to probate and Ordered to be recorded in the Office of the Clerk of the Superior Court of Buncombe County, in the Records of Wills. It is further Ordered, that Mrs Martha S. Webb, be permitted to qualify as Executrix of said Last Will and Testament and that Letters Testamentary issue to her as such Executrix.

Judgment rendered January 8th 1896.

J. L. Catty Clerk
Superior Court, Buncombe
County.

Last Will and Testament of

E. F. Hines.

I, E. F. Hines, of the County of Buncombe and State of North Carolina, do hereby make and Publish this as and for my last will and Testament, hereby revoking any and all others made by me at any time heretofore made.

- 1st I direct that my Executor hereafter named shall pay all my just debts as soon as possible after my death.
- 2nd I devise and bequeath to my wife, S. W. Hines, all my property both real and personal, and wherever situated to be held by her and her heirs forever.
- 3rd, I hereby appoint my said wife, S. W. Hines, the sole, Executor of this my last will and Testament.

In Testimony whereof I have hereunto set my hand and seal, this the 14th day of December A.D. 1895.

E. F. Hines

(Seal)

Signed and declared by the said E. F. Hines, as and for his last will and Testament, in the presence of us (both living present at the same time) who at his request, in his presence and in the presence of each other, have hereunto subscribed our names as witnesses.

B. Burnett, }
Luff Morick, }

North Carolina
Buncombe County } In the Superior Court Before the Clerk.

In Re.

Will of E. F. Hines.

A Paper writing purporting to be the last will and Testament of E. F. Hines, deceased, is exhibited before me, the undersigned Clerk of the Superior Court in and for said County, and State, by Mrs. S. W. Hines, the Executrix therein mentioned, and the due execution thereof by the said E. F. Hines, is proved by the oath and examination of B. Burnett and Luff Morick, the subscribing witnesses thereto, who being duly sworn, before and say, and each for himself, before me and said, that he is a subscribing witness to the paper writing now shown him purporting to be the last will and Testament of E. F. Hines.