

In the presence of the heirs at law of Nancy Caroline
Hayes, To wit M C Hayes & L. wife
of ~~Labrian~~ Hill, Harriet M Hayes
M J Hayes (7) And the heirs at law
of the estate of Alfred Grisham, de
ceased to wit: Wm Grisham John
Grisham James Grisham Adolphus Grisham
And Alfred Grisham all of whom are
residents and living in the Western por
tion of the County and State aforesaid
and all the interest in the estate
of Wm Grisham deceased either as
heirs at law or otherwise

M. J. Ratcliff

Sworn to and subscribed before me this
July 29th 1884 E M Henderson
Clerk,

State of North Carolina
Buncombe County

I M J Ratcliff do solemnly swear
that I believe this writing to be and con
tain the last Will and Testament
of William Grisham deceased, and that
I will will and truly execute the same
by just paying his debts and true
legacies, as far as the said estate shall
extend, on the law will charge me, and
that I will well and truly faithfully
execute the office of an Executor agreeable
to the trust and confidence reposed in
me, and according to law. To keep me God,
M J Ratcliff

Subscribed sworn before me this 29th day
of July 1884, E M Henderson
Clerk

In the Name of God - Amen;
I, Hugh Johnston of the County of Bun
combe and State of North Carolina being
of sound mind and disposing memory,
but being admonished by my age and bod
ily infirmities, of my approaching dis
solution do make and publish ~~and~~ my
last will and testament hereby appointing any and all for
mer Wills by me at any time heretofore
made,

Item: 1. I will that my Executors
hereinafter named shall give my body
a decent burial in the church
yard of the Methodist Episcopal
Church South, in the town of Asheville.

Item: 2. My will is that my Executors
out of the monies and effects of my estate
pay the funeral expenses of my body
and all of my just debts I may leave
unpaid.

Item: 3. I will and bequeath to my Executors
hereinafter named and their successors
in office, all of my estate of every descrip
tion both personal and real in trust
and for the purposes herein after named
and to be by them disposed of as here
in after directed.

My Executors are empowered and hereby
directed to sell all of my estate of every
description to the highest bidder for cash.
They will sell my real estate in parcels
or lots - The lot and store now rented
to W. H. Penland to be sold in one parcel.
The lot west of that and store in another
parcel - They will survey off and sell
one lot the size of each of the last named
two, and each of them and sell in one
parcel and the balance of the lot on which
I now live, including the store in one
parcel, and each and every other tract
of land of which I may die seized
in parcels and make sale

my personal estate and with the proceeds pay off my funeral expenses and debts, if I should leave any unpaid, and they will distribute the proceeds as may be herein after directed

Item 4th I give and bequeath to my beloved wife Eliza and her heirs one seventh of the effects of my estate after deducting from said estate a legacy made for her and my debts and expenses of the execution of this my will.

I also will to her during her life or widowhood a home consisting of a house and lot in the town of Asheville which my Executors are empowered and directed to buy for her as she may select, not to exceed in value fifteen hundred dollars, and they will take title to such house and lot upon the conditions with legacies to the other legatees as named herein.)

Item 5. I will and bequeath and devise the bal of my entire estate as follows to each of my brothers and sisters or to the children of such as may not survive me as follows: to Mr. Johnston, Robert Johnston, Jackson Johnston, Benjamin Johnston, Elizabeth Gillis pie, and the heirs of my deceased sister Mary Gudger such share and share alike, making one seventh to each of my brothers and sisters or the children of such and to each one undivided seventh of the remaining interest in the house and lot provided to be bought for my wife said division of my estate is to be made after deducting debts and expenses and the fifteen hundred dollars provided for the purchase of a home for my wife

Item 6- I hereby constitute my heirs

R. G. Gudger and R. B. Johnston the Executors for the faithful execution of this my will.
Signed and published and declared as and for my last will and Testament Signed in our presence and in the presence of each other March 20th 1884
J. L. McKee Hugh Johnston
J. A. Fanning

State of North Carolina, in the probate
Buncombe County 3 Court

In the Matter of the Estate
of Hugh Johnston

R. B. Johnston and R. G. Gudger
making application for the probate of the last will and testament of the said Hugh Johnston and for letters testamentary after being duly sworn depose and say

I That they are named in the last will and Testament of the said Hugh Johnston as Executors.

That the property of the said testator consists of House and lot in the town of Asheville and household and Kitchen Furniture

That the parties entitled to the said property of the said testator, as legatees of his said will are as follows, Eliza Johnston of the County of Buncombe, the heirs of Robert Johnston deceased, Control C. Williams Johnston Asheville N.C. and the heirs of Mrs. Mary Gudger deceased of Buncombe, Jackson Johnston Franklin N.C. Benjamin Johnston Waverly Ga, Mrs. J. D. Gillis pie Leicester Buncombe County N.C. This 4th day of August 1884 R. G. Gudger R. B. Johnston

Sworn to and subscribed before me this 4th day of August 1884 E. M. Henderson

C. L. C.

State of North Carolina } In the Superior Court
Buncombe County

A paper purporting to be the last Will and Testament of Hugh Johnston deceased, is exhibited before me, the undersigned Clerk of the Superior Court for said County, by R B Johnston and B G Gidger the Executors therein mentioned, and the due execution thereof by the said Hugh Johnston, by the oath and examination of J L McKee and F A Fanning the subscribing witnesses thereto; who being duly sworn doth depose and say, and each for him self 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 Hugh Johnston, that the said Hugh Johnston in the presence of their deponents subscribed his name at the end of said paper-writing, which is now shown as aforesaid, and which bears date of the 20th day of March 1884.

And the deponents further say, that the said Hugh Johnston the testator aforesaid did at the time of subscribing his name as aforesaid, declare the said paper-writing to be his last Will and Testament, and these deponents did themselves subscribe their names at the end of said Will as an attesting witnesses thereto and at the leguick and in the presence of the said testator. And the deponents further say, 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 subscribing his name as an attesting witness thereto, as aforesaid, the said Hugh Johnston was of sound mind and memory, of full age to execute a Will, and was not under any restraint to the knowledge and information on belief of their deponents, and further say

Solemnly Sworn and Subscribed this 24th day of August 1884 before me E M Heenan
C, J, C,

State of North Carolina } In the Superior Court
Buncombe County }
O R B Johnston and B G Gidger do solemnly Swear, that I believe this writing to be and contain the last Will and Testament of Hugh Johnston 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 an executor agreeable to the trust and confidence reposed in us and according to law. So help us God,
B G Gidger
O R B Johnston

Sworn and Subscribed before me, this 24th day of August 1884,
E M Heenan
C, J, C,

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

In Re Probate of the last will and Testament of Hugh Johnston deceased)

The foregoing last will and Testament of Hugh Johnston deceased is found in my office this day and is exhibited before me as Clerk of the Superior Court of Buncombe County North Carolina as the last will and Testament of said testator said will being dated March 24th 1884. Thereupon before the foregoing affidavits and depositions of J L McKee and F A Fanning the subscribing and attesting witnesses to said last will and Testament which depositions are duly subscribed and sworn to by said attesting witnesses, it is considered and adjudged by me as Clerk of the Superior Court of Buncombe County that the foregoing paper writing and copy thereof dated March 24th 1884 and which said J L McKee and F A Fanning are the subscribing witnesses in the last Will and Testament of Hugh Johnston deceased and as such it is admitted to probate and together with this certificate and the proofs, is ordered to be recorded and filed.

Done at my office in Asheville Buncombe County North Carolina on this 10th day of July A. D. 1899.

Marion Egan
Clerk Superior Court
Buncombe County North Carolina

Superior Court, Buncombe County,

In the Matter of
The Last will and
Testament of
J. R. Wells dec'd,

J. M. Stevens, Esq.
spectfully sheweth unto the Court that
J. R. Wells, late a Citizen of the County
of Buncombe, died therein sometime
during the month of July last;
that he made and published a last
will and Testament, in and by which
he, the said J. M. Stevens, is named
and appointed sole executor.

That the value of the estate of
deceased, amounts to about five thousand
dollars, chiefly in real estate situated
in this County - The personal estate
consisting of money on hand, notes,
farming implements and stock not
exceeding eight hundred dollars.

That the said last will and Testament
Mie Nellie Patton, a Minor, now residing
with her parents in Buncombe County
and the Methodist Episcopalian Church
and the Missionary Baptist Church
of the New-England Association, are
the sole legatees and devisees.
The Testator left surviving him neither
widow or children, nor the issue
of children.

Wherefore the said J. M. Stevens prays
that the said last will be May be
admitted to probate, and that he be
qualified as the Executor thereof.

J. M. Stevens

Sworn to and subscribed before me
this the 16th day of August 1884

E. M. Stevens, Clerk
Superior Court, Buncombe County

State of North Carolina, by the Superior Court
Buncombe County

A paper purporting to
be the Last Will and Testament of John
R. Wells deceased, is exhibited before me,
The undersigned, Clerk of the Superior Court
for said County, by J. M. Stevens the Executor
therein mentioned, and the due execution
thereof by the said J. R. Wells, by the oath
and examination of J. M. Stevens and R. G.
Gudger the subscribing witnesses thereto;
who, being duly sworn, doth 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 J. R. Wells; that the said J. R. Wells, in the pres-
ence of this deponent, subscribed his name at the
end of said paper-writing, which is now shown or
aforesaid, and which bears date of the 11th day of
April, 1884.

And the deponents further saith, that the said
J. R. Wells the Testator aforesaid, did, at the
time of subscribing his name as aforesaid,
declare the said paper writing 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 time 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 of deponent's subscribing his
name as an attesting witness thereto, as a-
foresaid, the said J. R. Wells 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 de-
ponent. And further this deponent saith
not.

J. M. Stevens, Clerk
R. G. Gudger, Deput.

Subscribed before and subscribed this day of
August 1884

E. M. Stevens
Clerk Superior Court