

day of March 1891.

J. L. Cooley  
Clerk Superior Court Brunswick County

In the name of God amen.  
I Jacob Starnes of the County of Brunswick  
State of North Carolina, being very sick  
and, low and being of sound mind, do  
make this my last will and testament as  
follows, this the 6th day of November 1876.  
First I wish that my wife M. D. Starnes & shall  
have all my household and kitchen furni-  
ture and all farming implements, three  
acres and a half, five head of hogs, one black  
cow, and twelve head of sheep and all the  
poultry. Secondly, all that boundary of land  
conveyed by Thomas Jones and wife, John W.  
(Starnes, and T. M. Starnes to Jacob Starnes,  
by a former to the butts and bounds as set forth  
by said three deeds will most fully appear  
to have and hold the same for her use and  
behalf during her natural life, after which  
to be equally divided between her heirs. Thirdly,  
I do bequeath to my son and daughter Land Creek, to  
their use and behoof forever, provided that  
they pay five Dollars each term to their  
sisters. Provide & securely that this instrument  
shall go into effect after my death or otherwise  
to remain undisturbed and exclusive and as  
heretofore, Signed, sealed and in the presence of  
the witnesses This November 6th, 1876.

J. W. Bulley  
Thomas Jones  
J. R. Starnes  
Jacob Starnes Seal

State of North Carolina In the Superior Court  
Brunswick County } S. S.

A paper purporting to be the last will and  
testament of Jacob Starnes, deceased, is ex-  
hibited before me, the undersigned Clerk of the  
Superior Court for said County, by all the  
legates and devisees therein mentioned, and  
the Due execution thereof by the said Jacob

Starnes by the oath and examination  
of J. R. Starnes, one of the subscribing  
witnesses thereto, who being duly sworn,  
doth depose and say, that he is subscribing  
witness to the paper writing now shown  
him, purporting to be the last will and  
testament of Jacob Starnes, that the  
said Jacob Starnes, in the presence  
of this Deponent, & J. W. Bulley, Thomas Jones,  
the other subscribing witnesses sub-  
scribed his name at the end of said paper  
writing, which is now shown as aforesaid,  
and which bears date of the 6th day of  
November 1876.

And the Deponent further saith, that the  
said Jacob Starnes the testator aforesaid  
did at the time of subscribing his name  
as aforesaid, declare the said paper writ-  
ing so subscribed by him and exhibited,  
to be his last will and testament, and  
this Deponent did thereupon sub-  
scribe his name and the other witnesses  
also, subscribing his name as an at-  
testing witness thereto, and at the request  
and in the presence of the said testator, and  
this Deponent further saith, that at  
the said time he saw the said testator sub-  
scribe his name to the said last  
will as aforesaid, and at the time  
of the Deponent's and the other witnesses  
also, subscribing his name as an at-  
testing witness thereto, as aforesaid, the  
said Jacob Starnes 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

J. Starnes Seal  
Sincerely sworn and  
Subscribed this 24th day of March 1891,  
before me.

J. L. Cooley

North Carolina }  
Buncombe County } O. O.

R. A. Miller, being first duly sworn, deposes and says: That Thomas James, one of the subscribing witnesses to the said paper writing now shown him purporting to be the last will and testament of Jacob Starnes, is dead; that he is well acquainted with the handwriting of the said Thomas James, having seen him write, and that the name of the said Thomas James subscribed and witnessed said will dated November 6<sup>th</sup> 1876 is in the proper handwriting of the Thomas James:

R. A. Miller

Subscribed and sworn to before me this 25 day of March 1891.

J. P. Cathey

Clerk Superior Court.

Buncombe County.

North Carolina }  
Buncombe County } O. O.

Jesse B. Starnes, being first duly sworn, says that G. W. Penley, one of the subscribing witnesses to the said paper writing now shown him, purporting to be the last will and testament of Jacob Starnes, is a non-resident of the State of North Carolina and a resident of the State of Virginia; that he is well acquainted with the handwriting of the said G. W. Penley, having seen him write; and that the name of the said G. W. Penley subscribed and witnessed to said will, dated November 6<sup>th</sup> 1876, is in the handwriting of the said G. W. Penley.

Jesse B. Starnes.

Subscribed and sworn to before me this 25<sup>th</sup> day of March, 1891.

J. P. Cathey  
Clerk Superior Court  
Buncombe County

It is therefore considered and adjudged by the court that the said paper writing is the last will and testament of Jacob Starnes and the same with the foregoing examination and certificates are ordered to be recorded and filed, this 25<sup>th</sup> day of March, 1891.

J. P. Cathey  
Clerk Superior Court  
Buncombe County