

State of North Carolina }
Robeson County

A papered writing purporting to be the last will and testament of A. Q. Melke, deceased, is exhibited for probate, before me, C. B. Townsend, Clerk of the Superior Court for said County, and the due execution by the said A. Q. Melke is proved by the oath and examination of J. D. Caldwell, J. M. Niel, C. M. Hoernert & J. M. V. Morrison the subscribing witnesses thereto: (See other affidavits annexed). It is therefore considered by the court, that the said papered writing and every part thereof is the last will and testament of the said A. Q. Melke, and the same is ordered to be recorded and filed.

And thereupon the said Frank Gray W. H. P. Southern, R. S. Caldwell, J. H. P. T. J. S. Executors as aforesaid, duly qualified as such by taking the oath required by law.

June 10th 1891. } C. B. Townsend.
} Clerk Superior Court.

North Carolina }
Robeson County

J. C. B. Townsend, Clerk Superior Court of Robeson County in said State do hereby certify that the foregoing is a true and complete copy of the last will and testament of A. Q. Melke deceased, the affidavit of the subscribing witnesses thereto and the judgment admitting same to probate, as appears by reference to the original on file in this office, and record of same in Book of Wills No 3 PP 524-536 inclusive of said office. Witness my hand and the seal of said office this June 18th 1891.

C. B. Townsend,
Clerk Superior Court
Robeson County,
North Carolina.

Recorded in this office July 8th 1891.

J. P. C. A. they, do n

State of North Carolina

Buncombe County.

I, John Mc Merrill of the County of Buncombe make this my last Will, I give and devise my Estate and property as follows, I Will to my wife, M. J. Merrill the Home place during her widowhood this to be Equally divided between, J. B. Merrill, Ella May Merrill described as follows, adjoining the Lands of Jason Lynck, B. H. Williams, Rich Bright, J. W. Hudgens, J. H. Merrill, supposed to be 100 Acres I also Will to the widow one Mare and what Cattle there is on hand, and the Farming tools and Wagon and Jersey and Harness and House hold and Kitchen furniture to have to her use during her life time, then to be divided between all my heirs Equally, I also will one other track of land lying and being in Henderson County in said State described as follows, Beginning in the County line at Locust, Stake and rock known as J. B. F. Merrill's Corner and runs East with B. F. Merrill's line 140 Poles to a Black Gum, I will all my land North of said line to J. B. Merrill and Ella May Merrill Equally, I will one other track lying in Henderson County on the head waters of Wolfberry Nut Creek also one other track lying in Buncombe near the Swannanoa, I will I hold one half interest in the last named track supposed to be 100 acres the two last named tracks to be sold and Equally divided between all of my heirs after my debts is settled, All the rest of my heirs holds deeds for real Estate Equal with the two mentioned in this Will.

I appoint H. M. Reed of the County of Buncombe Executor of this my Will in witness whereof I have signed and sealed and published and declared this instrument as my will at my Home May the 25th 1891.

John Mc Merrill

The said John McMerrell
one the 25 day May at his home
Signed and sealed this
Instrument and published and declared
the same as and for his last Will and
we at his request and in his presents
and in the presents of each other, have
hereto written our names as Subscribing
witnesses.
W. A. Merrill
A. W. Hodge

State of North Carolina } In the Superior Court
Brunswick County }
A paper purporting to be the last Will and
Testament of John McMerrell deceased, is
exhibited before me, the undersigned Clerk
of Court for said County, by W. M. Reed,
the Executor, there in mentioned, and the
due Execution thereof by the said John
McMerrell, by the oath, examination
of W. A. Merrill and A. W. Hodge the sub-
scribing witnesses thereto, who being duly
sworn, doth depose and say each for him-
self, depose and saith, that he is Sub-
scribing witness to the paper-writing now
shown him, purporting to be the last will
and Testament of John McMerrell that
the said John McMerrell, 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 25th
day of May 1891.

And the deponent further saith,
that the said John McMerrell the testator
aforesaid, did at the time of Subscribing
his name as aforesaid declare the said paper-
writing so 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 in the pres-
-ence 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 deponent's Subscribing his name as an
attesting witness thereto, as aforesaid, the said
John McMerrell, 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
Witness as to A. W. Hodge
W. B. Stevens
W. M. Reed Seal
W. A. Merrill Seal
A. W. Hodge Seal

Solemnly Sworn to and Subscribed this
9th day of July 1891, before me
J. L. Cathey C. J. C.

Upon Taking the testimony of the witnesses
whose names are Subscribed to the fore going
paper writing said paper writing and every part
thereof is adjudged to be the last Will and
Testament of John McMerrell, and ordered
to be recorded as such, and the Executor, W. M.
Reed, mentioned in said will having qualified
as Executor of the said last will and Testament
of John McMerrell deceased, Letter testimony
issued to him the said W. M. Reed on this
the 9 day of July 1891.

J. L. Cathey C. J. C.