

John Fortune's Will:

I John Fortune of the County Buncombe and State of North Carolina being of sound mind & memory, but considering the uncertainty of my earthly existence, do make & publish this my last will and Testament, in manner & form following, That is to say,

First, my Executor, herein after naming, shall provide for my body a decent burial suitable to the wishes of my relations and friends, and pay all funeral expenses together with my just debts, household and to whomsoever, owing out of the money that may first come in to his hands as a part or parcel of my estate,

Item, I give and devise to my beloved brother Eleazer Fortune all and singular my effects of every description whether of lands and tenements, goods or effects, notes, money or any other property that I may have at my decease, after paying as above directed to be his absolutely and forever, And lastly I do hereby constitute and appoint my trusty friend and brother Eleazer Fortune, my lawful Executor to all intents and purposes to execute this my last will and Testament according to the true intent and meaning of the same and every part and clause thereof, hereby, recollecting, and declaring utterly void all other wills and Testaments by me heretofore made,

In witness whereof, I The said John Fortune do hereunto set my hand and seal This the 21st day of August 1835.

Signed sealed & published & declared by The said John Fortune to be his last will and Testament in the presence of us who at his request and in his presence do subscribe our names, as witnesses thereto,

Attestation

John Fortune Deed

Thos C. Lambert

State of North Carolina, Court of Pleas and quarter Sessions
Buncombe County, January Term 1836.

The execution of the foregoing will was duly proved in open Court by oath of Attestation Thos C. Lambert January 1836.

R.B. Vance clk

John M. Owen's will,

I John M. Owen being in extreme pain and approaching an early departure from this life, do make and publish this my last will and Testament, viz;

I give bequeath and devise to my dear wife Elizabeth Owen all of my property and estate, real, personal & mixed whatsoever situated after the payment of my just debts And I hereby appoint John M. Woodfin my executor with full power to sell and convey away things real personal & mixed as he shall deem

most advisable at public or private sale and of the proceeds to pay my debts, first paying the debts for my lots and interest in lots, then the joint debt with my partner Mrs Spear and a little with him and make such conveyance to him or jointly with him to any one else as he may deem best and in all things to close my business according to his judgement, and whatever may be saved after paying my debts to be paid to my wife or wife's, to be at his entire disposal,

Signed Sealed and delivered in presence of the witnesses as his last will and testament, Oct 16th 1855,

B. M. Gandy
W. H. Murdock

John M. Owens

State of North Carolina, Court of Pleas and quarter Session,
Brunswick County, January Term 1856.

The execution of the above will was duly proved in open Court by the oath of W. H. Murdock, witness, See minutes
January, 1856, R. F. Vance clerk

James M. Smith's will,

I James M. Smith of Ashville in the State of North Carolina being of sound and disposing mind & memory but knowing that all men are born to die and being desirous of disposing of my property in a manner most suitable to my family and to my own notions of propriety, do make and publish this my last will and testament,
That I give and devise to my beloved wife Polly the House & Lots in which I now live in the town of Ashville, including the Tavern and adjoining buildings, Garden, Orchard & adjoining lots, Beginning at Mr Lummey line on the main Street near my House, then with the main Street a North Course Cropping the Hillside to the line of the Southern half acre lot, herein after devised to my daughter Ann to Thomas Crook & Keith H. Ripley, then with that line and the line of the lot east of it an east course to the new Street running by Ephraim Clayton, and with that Street a South Course to the Crop Street & with that & Mr Lummey line to the Beginning, together with the lot west of the main Street and east of the new Street made by James H. Patton on which my new Stable stands and north of my old Stable lot, conveyed to me by James H. Patton, (also all that farm & tract of land on both sides of Frenchs Road from including my Bridge and known as the Bridge tract conveyed to me by John Jamet), likewise all the land lying on west side of said River purchased at the sale of the land of J. B. and sold by myself to J. B. and others which they