

Subscribed and sworn to before me
this 11th day of October 1875

J. E. Reed

Judge of Probate

Whereupon it is ordered by the Court, that
the said Last will and Testament of
James B. Sledge, be admitted of Record and
that the said B. H. Rogers one of the Executors
therein named, as one of the Executors be
allowed to qualify as one of the said Executors
therein named, the other Executors not having
appeared to qualify this the 11th day of
October 1875

(Signed) J. E. Reed, Judge of
Probate

Whereupon the said B. H. Rogers comes into
Court, and takes and subscribes the
oath of Executor of the said will as
required by Law and is sworn to take
the duties of Executorship this the 11th day of
October 1875

J. E. Reed,

Judge of Probate

J. John S. Warner of Warnerville Ala. do make
publish and declare this my last will of all my
property both real and personal that is to say:

1st I bequeath to my two sons John & James
C. Warner, all that portion of my land known
as the Cobb tract, except that portion hereinafter
bequeathed viz: To begin on a stake at the head of
the sawmill lane and running nearly South
with said lane to the head of the mare ditch in
the meadow thence with said ditch to Creek wagons
old line thence with said line around to the begin-
ning containing about acres more or less
I do further except the sawmill for the period of
Ten years - by which I do not intend, that my
sons James C. & John H. shall be denied the use of
said mill, but that it may be used by all my
family living near here, and I further bequeath
that a portion of the timber on the South side
of the Creek and on the above bequeathed premises
be used for necessary repairs of fence houses &c.
of the Homestead as the majority of my timber
is on that side of said Creek I hereby further
except my ~~carrying~~ mill on the Creek

2nd I bequeath to my wife Mary S. Warner all of the
Homestead tract ~~which~~ I line, known as
the tract I purchased from William Warner
containing one hundred acres, and also that
portion of the old "Cobb" tract not bequeathed
to my two sons John & James Warner
commencing at the head of the sawmill
lane and running South with the old "Cobb"
line to the end of the same thence a straight
course to the old warm springs road, to a
stake then up said road north to a stake
at cross fence or fork of the road
leading to the mill, thence East to a
stake at the first branch then up that
branch to the wagon line running East
& west then west with said line to its
corner then with said line to the Baker
line then with said line to the beginning
to have and to hold during her natural

life or widowhood remainder to my son Frank M Weaver as his heirs for ever
3^d I further devise (for the reasons that the above is encumbered) to my son Frank M Weaver, a tract of Land, bounded as follows beginning at a stake in the Warm Spring Road, at a point by running it would strike the original wagon line and run with that line to the old Andy Pickens line at or near the old Alexander School House, so as to enclose five acres, then west with said line to the corner near the School House place then south with that line to the Baker line then with that line back to the old "Col" line, would strike the old warm Spring Road, then to the beginning containing fifty acres more or less

4th I devise to Sue Ellen Gray & Sallie Gist Weaver my two daughters my Walnut Creek place in Madison County containing two hundred and seventy five acres more or less

5th I devise to my three little daughters Annie E. Irene, & Ethel M Weaver all my real Estate that has not been disposed of except my Gardin Mathuan property on Runy Creek, in the manner following that a comfortable house with other ~~house~~ necessary buildings, to make it suitable for a residence, be erected on my Town Lot in Weaver mill, and to that end I hereby empower my Executor here in after to be appointed, to sell my interest in house and lot in Weaver mill known as the Teachers, at publick sale or otherwise, and apply the proceeds to the above named purposes and further to discharge the above object I have by empower him to sell any of my personal property to complete the same and after

completion of the above improvement the lot with its improvements shall be rented to the best advantage, by my Executor and the proceeds of said rent, to be equally applied to the Education of my minor Children, and after the Children who have been provided for in this will shall have arrived at the age of 21 years then the above mentioned house and lot I devise to my three little daughters Annie E. Irene and Ethel M Weaver, to their use and behoof for ever

I further, devise that the proceeds of the sale or rent (and hereby authorize my Executor to sell or rent the same) of my Gardin Mathuan on Runy Creek be applied to the improvement as above mentioned

I hereby Bequeath my house hold & kitchen furniture to my wife Mary S Weaver, for the benefit of my wife & Children, and to be disposed of as she may think proper

I further devise that there be left on the farm I devised to my wife three horses or mules four milk Cows one wagon and buggy with harness for same, to gear them with a sufficient amount of tools to work the same

I hereby appoint and constitute C P Weaver to execute this my last will and Testament In witness whereof I have unto set my hand & seal this 14th day of October A.D. 1875

Signed J. S. Weaver (Seal)

Signed sealed and declared to be my last will and Testament in their presence and in the presence of each other

(Signed) J. A. Pearson,
R. L. Coleman
W. E. Weaver

State of North Carolina
Buncombe County } In the Probate Court,
A Paper purporting to be the last will and
testament of John S. Warner deceased, is
exhibited before me the undersigned Judge
of Probate for said County, C. P. Warner the
Executor therein named, and the due execution
thereof by the said John S. Warner, by the
oath and Examination of W. E. Warner
and of J. A. Reagan, two of the subscribing
witnesses thereto, who being duly sworn
doath depose and say, and each for him-
self depose and sayeth, that this is a
subscribing witness to the paper writing
now shown him, purporting to be the
last will and testament of John S. Warner
that the said John S. Warner in the
presence of these co-pendants, subscribed
his name at the end of said paper writing
which is now shown him as aforesaid
and which bears date the 14th day of October
1875, and the co-pendants further sayeth
that the said J. S. Warner the testator afo-
said 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 co-tenant did thereupon subscribe his
name at the end of said will as an attesting
witness thereto, and at the request and in
the presence of the said testator
and this co-tenant further sayeth that
at the said time when the said testator
subscribed his name to the said last
will as aforesaid, and at the time when
co-tenant subscribed his name as
a testifying witness as aforesaid the said
J. S. Warner was of sound mind and
memory of full age to execute a
will and was not under any restraint
to the knowledge in form of law
of these co-pendants.

These co-pendants say not,
(Signed) W. E. Warner
J. A. Reagan
Subscribed and sworn to before me this the
2^d day of November 1875.
J. E. Rice
Judge of Probate

This is the last will and testament, Jacob Rude,
of the County of Buncombe, in the State of
North Carolina that is to say:

I direct my Executor hereinafter named to
promptly pay all my just debts after my death.
Item: I devise to my beloved wife Mary Rude a
life estate for her natural life in all my lands
situated in the County of Buncombe aforesaid.
Item: I bequeath to my said wife a life estate for
her own life in my negro slaves, to wit: "Silda", "Henry",
"Davi" and "Joe" and any slave I may own at my
death, and a like estate in the increase of slave
"Silda" after the date of this will, and the increase
of any slave or slaves that I may hereafter
acquire by purchase or otherwise.
Item: I bequeath to my said wife the use of all
my other personal property of any kind what-
soever, including monies, rights, credits, stocks
&c. &c. for her comfort and support during her
natural life, it being my intention that my said
wife shall have the use of my property of every
kind while she lives.

For satisfactory reasons to myself and which I
do not choose to set down here, it is not my
purpose to give any of my sons any portion of
my property. If this seems strange, I have good
reasons for such action, which for prudent
reasons I do not choose to make public.

My friend Johnston Sheworth has obliged
himself to me by covenant, to manage my
business and that of my wife, if she survives
me, for my mutual benefit, comfort and
support, and in the contingency of court, &c.