

by of the Last-Will and Testament of Joshua Roberts
of Flat-Creek Township Buncombe County
In the name of God Amen
I, Joshua Roberts, a farmer of the County
of Buncombe and State of North Carolina
being in my common sense, but frail in
body and knowing the certainty of death and
the uncertainty of life hath by my own free
will and accord feeling it my duty to make
my last Will and Testament to dispose of my
earthly property after recommending my soul
to God who gave it and my body to be buried
in a Christian like manner then all my just debts
to be paid, Then I and bequeath to my sons, to wit
Anonias, Joel, Moses, John, W^m R, & J. Marion
Roberts to each one dollar three having re-
ceive & their part; Then to my son E. Miles Roberts
I will and bequeath a part of the tract of land
I live on Beginning on a sowerwood & rock
Branches corner and runs S 30 E 50 poles to a
bunch of dogwoods, then west 82 poles to 2
small chestnuts on the Lick Ridge, then N 37
W 51 poles to a black oak, then N 23 E 69 poles
to a chestnut by Miles House, then a S E corner
along the dug Road to Bob's Branch, then with the
Branch to Brantken line, then to the Beginning
And the rest of my land I leave with my
beloved wife to raise the rest of the children
on and at the close of her life or widowhood
to be divided between the 2 youngest sons, to wit
Willey S. and Henry R. Roberts and the said sons
to have the 2 Rifle guns and Wagon and the tools
and the rest of my property I leave with my
beloved wife to give to the 4 Daughters as she
thinks best so as not to take from one and give
to another November the 14th 1858

N, B, I choose Lewis Palmer Executor
Joshua Roberts (Real)

In presence of
Thomas O Roberts
Oliver Mcdaris
marc

J. J. Thomas Weaver Clerk of the Court

pleas and quarter sessions for the County of Buncombe
certify that the within is a true copy of the last will
testament of Joshua Roberts, died as proven
at Spring term 1861 given under my hand
at office April the 8th 1861

J J Weaver c c c

The State of North Carolina In the office of the
County of Buncombe Clerk of the Superior
Court

A paper writing, purporting to be a copy of the last
will and testament of Joshua Roberts, deceased
duly certified to be correct by J J Weaver
Clerk of the County Court of Buncombe County
on the 8th day of April 1861 is exhibited for prob-
ate before the undersigned Clerk of the Superior
Court for said County of Buncombe under
the provisions of Section 57 of the Code
of North Carolina, by W S Roberts, one
of the devisees named in said Will;
And it is thereupon proved by the oath
and examination of Thomas O Roberts one of
the subscribing witnesses to said Will as
appears from said copy, that Oliver Mcdaris
one of the subscribing witnesses thereto is dead
and the due execution of said will is proved
by the oath and examination of said Thomas
O Roberts and said Thomas O Roberts further
testified that he and the said other witness
Oliver Mcdaris signed said Will as co-ten-
ants in the presence of the testator and of
each other and by his direction
And Robert Black Ketchum being duly sworn sworn
testified that the said J J Weaver the Clerk
of the County Court - who certified said copy
of said Will is dead and that he is well ac-
quainted with his handwriting, having often
seen him write, and that the signature
of said J J Weaver to the certificate at-
tached to or following said copy of said
Will is his genuine signature and the
proper handwriting of the said J J Weaver

And J M Israel late Deputy Clerk of the
Superior Court of Buncombe County,
being duly sworn depose and say, that he has
made diligent search in said office and has
found when the will of Joshua Roberts was
produced in open Court for probate
(see minute of County Court Minute docket)
and that he cannot find either the will or
any thing purporting to be the said will
though he has diligently searched in
said office for the same, nor has he after
such diligent search been able to find
either the will or any minute thereof
except as stated, entered of record in
said office

I, J M Israel being further sworn
depose that he has also searched diligently the
Will Books in said office and cannot find
entered thereon any where the said will, but
that in the will Book where said will should
have been recorded there is a part of the
same cut or torn out and is lost and
destroyed

Thomas O Roberts
Clerk Blackstock
J M Israel

Subscribed and sworn to before me
This March 22nd 1887

W J Reynolds
Clerk Superior Court

Rufus M Johnsons Will

A paper writing purporting to be the last
Will and Testament of Rufus M Johnson
decd is exhibited before me the undersigned
Judge of Probate for Mecklenburg County, by
Cecelia M Johnson in the following words
and figures My

I Rufus M Johnson, Concerning
of my extreme physical Condition and
knowing that even in the highest degree
of health the vicissitudes of human life
are uncertain, with an intellect clear
and unclouded, do make this my last
will and testament. After the expense of my
burial shall have been provided for accord-
ing to the test of my dear wife I
request that all my debts be paid

If my estate should sustain no serious
loss within two years after my death I desire
my executrix to give to my dear Sister
Martha M Johnson, Two Thousand Dollars
or such other sum as her discretion she
may think proper

This provision is made for my Sister
Martha on account of her crippled
Condition. Then any one of my Brothers
or Sisters, Upon the partial division of the
Estate of my Father in law Robert Latta
in July 1869 I received certain Bank
and Rail Road Stocks as trustee of my wife
and her child or children, These bonds
and stocks will appear from the partial
Settlement, which was recorded in the
Office of Secretary of State in Columbia
South Carolina, My wife, her child or
children will hold them according to the
will of her Father Robert Latta

All the balance of my estate, property, rights
chosen in action &c I desire, give bequeath
to my wife Cecelia L Johnson and
be divided between them, when the said Latta