

and at the time of the deponents
submitting their names as an attesting
witness thereto as aforesaid the said J. D.
Reynolds was of sound mind & memory
of full age to execute a will and was
not under any restraint to the knowledge
information or belief of these deponents
& further these deponents say not
O. H. H. H.

Witness my hand & subscribed this 24th day
of December 1875 before me

J. E. Reed

Judge Probate

I hereby relinquish my right as Executor of
the last will & testament of J. D. Reynolds and
respectfully ask the Court to appoint W. J. C.
Reynolds admin of said will Jan 9th 1880
J. S. H. Reynolds

State of North Carolina S. S.

Buncombe County

In the Probate Court

I, J. S. H. Reynolds do solemnly
swear that I believe this writing to contain the
last will & testament of John D. Reynolds dec'd.
& that I will well & truly execute the same
by first paying his debts & then his legacies as
far as the said estate shall extend or the law
will charge me, and that I will well & truly
faithfully execute the office of an executor
agreeable to the trust & confidence reposed in
me & according to law so help me God.

J. E. Reynolds

sworn & subscribed before me
this 10th day of Jan'y 1880.

O. W. Hearnson
Probate Judge

North Carolina

Buncombe County Probate Court.

Choah Boutner being duly sworn says:

That Joseph Boutner late of
the County of Buncombe is dead leaving a
last will & testament and that he is the
Executor named in said last will and
testament.

That the testator died seized and pro-
prietor of the following property, to wit: real
estate situated in the County of Buncombe
on Arroy's Creek, the land on which he lived
at the time of his death, and personal property
consisting of household & kitchen furniture &c
the whole as the deponent believes will not
exceed the value of One hundred Dollars.

That the names and residences of those
entitled as distributees of said estate under
said will are Elizabeth Boutner, & Choah
Boutner the deponent, residents of Buncombe
& McDowell Counties North Carolina
Choah Boutner

sworn & subscribed before me this Jan'y
14th A.D. 1880

O. W. Hearnson
Clerk.

Will

I Joseph Boutner of the State of North
Carolina & Buncombe County being mindful
of death and the uncertainty of this life do
make & publish this my last will & testament
in manner & form following, to wit: first
after the payment of all my just debts and
funeral expenses by my executor hereinafter
named is my will first, that my wife
Elizabeth shall have whatever amount of prop-
erty that she may be entitled to by law,
then I also, bequeath to my cousin Choah
Boutner my property both real and
personal that I may be seized and
possessed of at the time of my death
together with all the debts & demands that

may be due or owing to me, to be bequeathed to said son-in-law.

I do constitute & appoint stoak souther my executor of this my last will and testament.

In witness whereof I have hereunto set my hand and seal this March the 8th 1879

Joseph Souther

Attest
J. R. Lancer
W. C. Lancer

I do hereby bequeath to my wife Elizabeth the John Cannon debt.

Joseph Souther

Attest
J. R. Lancer
W. C. Lancer

State of North Carolina
Buncombe County, In the Probate Court

A Paper writing purporting to be the last will & testament of Joseph Souther deceased, is exhibited before me, the undersigned Judge of Probate for said County by stoak souther the executor therein named and the due execution thereof by the said J. R. Lancer & W. C. Lancer by the oath and examination of J. R. Lancer & W. C. Lancer the subscribing witnesses thereto, who being duly sworn doth depose & say, and each for himself depose & saith that he is a subscribing witness to the proper writing now shown before me purporting to be the last will & testament of Joseph Souther, that the said Joseph Souther in the presence of this deponent subscribed his name at the end of said proper writing which is now shown as aforesaid and which bears date of the eighth day of March 1879

And the deponent further saith that the said Joseph Souther the testator aforesaid died at the time of subscribing his name as aforesaid.

said proper writing is subscribed by him & exhibited to his last will & testament and this deponent did thereupon subscribe his name at the end of said will & testament as an attesting witness thereto, and at the request and in the presence 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 and as aforesaid, and at the time of subscribing his name as an attesting witness thereto as aforesaid, the said Joseph Souther was of sound mind & memory, of full age to execute a will, and was not under any restraint to the knowledge, information of the belief of this deponent, and further these deponents say not.

J. R. Lancer
W. C. Lancer

Subscribed and subscribed
this 14th day of Jan'y 1880 before me
E. W. Herndon
Probate Judge

State of North Carolina
Buncombe County, In the Probate Court

I, stoak souther do solemnly swear that I believe this writing to be and contain the last will and testament of Joseph Souther deceased, and that I will well and truly execute the same by first paying his debts and then his legacies as far as the said estate shall extend, or the law may charge me, and that I will well & truly execute the office of an executor agreeable to the trust and confidence reposed in me and according to law so help me God.

Subscribed and subscribed before me
this 14th day of Jan'y 1880
E. W. Herndon
clk.