

Superior Court, Buncombe County,

In the Matter of
The Last will and
Testament of
J. R. Wells dec'd,

J. M. Stevens, Esq.
spectfully sheweth unto the Court that
J. R. Wells, late a Citizen of the County
of Buncombe, died therein sometime
during the month of July last;
that he made and published a last
will and Testament, in and by which
he, the said J. M. Stevens, is named
and appointed sole executor.

That the value of the estate of
deceased, amounts to about five thousand
dollars, chiefly in real estate situated
in this County - The personal estate
consisting of money on hand, notes,
farming implements and stock not
exceeding eight hundred dollars.

That the said last will and Testament
Mie Nellie Patton, a Minor, now residing
with her parents in Buncombe County
and the Methodist Episcopalian Church
and the Missionary Baptist Church
of the New-England Association, are
the sole legatees and devisees.
The Testator left surviving him neither
widow or children, nor the issue
of children.

Wherefore the said J. M. Stevens prays
that the said last will be May be
admitted to probate, and that he be
qualified as the Executor thereof.

J. M. Stevens

Sworn to and subscribed before me
this the 16th day of August 1884

E. M. Stevens, Clerk
Superior Court, Buncombe County

State of North Carolina, by the Superior Court
Buncombe County

A paper purporting to
be the Last Will and Testament of John
R. Wells deceased, is exhibited before me,
The undersigned, Clerk of the Superior Court
for said County, by J. M. Stevens the Executor
therein mentioned, and the due execution
thereof by the said J. R. Wells, by the oath
and examination of J. M. Stevens and R. G.
Gudger the subscribing witnesses thereto;
who, being duly sworn, doth depose and say, and
each for himself depose and say, that he is a
subscribing witness to the paper-writing now shown
him, purporting to be the last will and Testament
of J. R. Wells; that the said J. R. Wells, in the pres-
ence of this deponent, subscribed his name at the
end of said paper-writing, which is now shown or
aforesaid, and which bears date of the 11th day of
April, 1884.

And the deponents further saith, that the said
J. R. Wells the Testator aforesaid, did, at the
time of subscribing his name as aforesaid,
declare the said paper writing 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 time 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, as aforesaid,
and at the time of deponent's subscribing his
name as an attesting witness thereto, as a-
foresaid, the said J. R. Wells 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 de-
ponent. And further this deponent saith
not.

J. M. Stevens, Clerk
R. G. Gudger, Clerk

Sworn to and subscribed this day of
August 1884

E. M. Stevens, Clerk
Superior Court

Buncombe County N.C.

I, J. R. Wells of the County of Buncombe and State of North Carolina being in my Right Mind do make this my last will and Testament, First I declare that all the property that God has given me or allowed me to control to be disposed of as follows:

That out of my household furniture I will two beds to Miss Nellie Patton The balance of all my property both personal and real including all goods and Monies of every description that I may own or have when I die and the Tract of Land on which I now live being about two hundred acres and every species of property belonging to me in this state at the time of my death I hereby will and give one half to each of the following Churches, one half to the Methodist Protestant of which I am a Member and out of the proceeds of this property I require them to build a church house on the land above the grave yard and near the land above the grave yard and near the line of the road and fence.

The other half I will and give to the Missionary Baptist Church of the Newfound Association to be held and owned as the other property according to the rules and regulations of that Church.

To carry out and execute the provisions of this will I appoint J. M. Stevens as my executor and in the presence of three witnesses I sign this as my last will with a desire that its provisions be complied with this the 6th April 1884.

And J. R. Wells will and bequeath that my Executor take of the proceeds of my property a sufficiency to cover all the burial expenses of my own body and also to my deceased wife as well as my

attest
"

J. R. Wells
B. G. Sadger April 11th 1884
J. M. Stevens Apr 12th 1884

State of North Carolina In the Superior Court
Buncombe County

I, J. M. Stevens do solemnly swear that I believe this writing to be and contain the last Will and Testament of J. R. Wells 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 will charge me, and that I will well and faithfully execute the office of an executor agreeable to the trust and Confidence reposed in me, and according to Law, So help me God,
J. M. Stevens

Sworn and subscribed before me this 11th day of August 1884

E. H. Hendon
Clerk Supr Court