

Know all men by these presents that I Levi Miles
of Buncombe county being of sound mind
memory in body and admonished by sitting
years of my approaching dissolution do make
public constitute and proclaim this as my last
Testament hereby revoking and disturbing
all other any and all wills heretofore made by me
that is to say after surrendering my soul to God
and body to an almighty providence I do here
of and distribute my worldly effects and goods
as follows:-

- 1st. My will and desire is that my executor to be hereinafter named shall take charge of and divide my entire estate as follows:- that is to say to my son John Miles acknowledging the fact that I have already advanced him in this like I give one Dollar to my son Humphrey Miles - I give and bequeath one Dollar to my son William Miles of George one Dollar to the wife of my son Levi one Dollar to my son Lewis Miles one Dollar so that I give and bequeath unto each of my children an division first above named the sum of one Dollar each and no more remembering us I do that I have already advanced each one of them in this like for the payment of the above legacies I do hereby authorize and empower my executor to sell to the highest bidder my personal estate and if that should not be sufficient then a portion of my real estate as my executor and under the proceeds pay off and discharge the above legacies and if any moneys should thereafter remain to pay the same to Elizabeth Snellson and her heirs and assigns after in addition to paying the above legacies the payment of my personal expenses and my just debt of which I do not remember any of any consequence except and as are hereafter provided for and my executor is hereby directed that if my daughter Elizabeth Snellson wife of William Snellson shall furnish him a sufficient moneys to pay off and discharge the above legacies pursuant my wishes and to pay my just debts

except such debts as I shall herein after provide for then my executor shall dispose of the property set forth for the payment above named as herein after directed to my daughter Elizabeth Snellson acknowledging her affection and friendship I hereby direct and by this writing constitute and appoint my executor hereinafter named my agent and attorney in my name and in the name of said Elizabeth Snellson or her heirs or assigns a certain deed of own date with these presents to wit Jan 3rd 1892 which deed calls for one hundred & forty two acres more or less and includes the house which I now live in and deed to be delivered to with the intent & purpose therein mentioned and to take effect from the date thereof to my daughter to my son Elizabeth Snellson wife of William Snellson I do give and bequeath all of the personal and real estate of which I pass subject to the payment of the legacies first above named and subject further that is to say whenever I consider myself the proper owner of a certain piece of land now in controversy between myself and my son Lewis now if the final word of said controversy should be determined against me then my personal estate shall be subject to the charges and expenses thereon to my daughter Elizabeth Snellson & her heirs & assigns my executor or administrators I give & bequeath all of that parcel of land where my son Lewis now lives which land constitutes the entire land my son Lewis now claims under a conditional deed from me which conditions I consider both in fact and in law entirely forfeited to have & to hold to my said daughter Elizabeth Snellson & her heirs forever and in the event of my decease before the said controversy is ended my executor is hereby directed to that John Budget & Clerk
and to himself jointly to said suit now pending in the Superior Court at Asheville N.C. and prosecute the same to the use and behoof above mentioned and pay his expenses in the premises out of the rents and profits of said land and when he shall have paid the expenses of said suit as above directed then to give possession of said land to Elizabeth Snellson as above directed. And lastly I do hereby constitute and

appoint Capt A M Alexander of French Broad Co. my executor to execute this my last will & testament with ample power and full permission from me to act upon his own personal responsibility without requiring any bond to the Court for the reason that in the strict honesty and integrity of My friend A M Alexander I have full faith and confidence.

In witness whereof I do hereunto set my hand and affix my seal to this written and published as and for my last will & testament written upon 2 different kinds of paper and marked upon the top margin of each first second third fourth fifth & sixth pages. on this the 2^d day of January A D 1872 in presence of

Wm. L. Miles (died)
J M Gudge, Black.

State of North Carolina } S S in the Probate Court,
Buncombe County

A paper purporting to be the last will and testament of Levi Miles deceased is exhibited before me the under signed judge of Probate for said County by A M Alexander the Executor therein mentioned and the due execution thereof by the said Levi Miles, by the oath and examination of James Black & J M Gudge the subscribing witnesses thereto who being duly sworn, doth depose and say, and each for himself depose and saith, that he is a subscribing witness to the paper-writing now shown him purporting to be the Last Will and Testament of Levi Miles in the presence of this deponent subscribed his name at the end of said paper writing which is now shown as aforesaid, and which bears date of the 11th day of September 1880. And the Deponent further saith that the said Levi Miles the testator aforesaid, 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 deponent did thereon 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 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 the deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said Levi Miles was of full age to execute a will and was not under

any suborn to the knowledge, information or belief of this deponent. And further these deponents say not

J Black (died)
J M Gudge (died)
Solemnly Sworn and subscribed this 11th day of July, 1880, before me

E W Herndon
Judge of Probate

State of North Carolina } S S in the Probate Court,
Buncombe County

I A M Alexander do solemnly swear or affirm that I believe this writing to be and contain the last Will and Testament of Levi Miles deceased; and that I will will 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 and; 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. Sworn and subscribed before me this 11th day of Sept 1880,

A M Alexander
E W Herndon
Probate judge

State of North Carolina } S S in the Probate Court,
Buncombe Co.

and the matter of the last Will & Testament of George C Alexander. Deceased.

On this the 20th day of November in the year of our Lord one thousand eight hundred and eighty personally appeared in Court Elizabeth A Alexander and George A Alexander who being first duly sworn depose & say: That George C Alexander did in the County and state aforesaid (being a citizen and resident thereof) on the 3rd day of October last, having first made & published a last Will and Testament wherein the said Elizabeth A Alexander & George A Alexander were appointed the Executors and Executor thereof and which last will & testament