

and of said John writing which now shown
 as aforesaid and which was done the 24th
 day of September, 1888. and the deponent further
 saith that the said James Bucknott the
 tutor aforesaid, did at the time of subscribing
 his name aforesaid declare the said John
 writing so subscribed by him and exhibited
 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 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 or aforesaid and at the
 time of aforesaid subscribing his name as
 an attesting witness thereto as aforesaid the said
 James Bucknott 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 deponent and further
 the deponent say not.

Subscribed and sealed this 9th day of July
 1893.
 John L. Colby
 Clerk of said Court (then called so.)

State of North Carolina }
 Buncombe County }

I Maria Goodrum of Asheville NC,
 being of sound mind, but in infirm health
 hereby make and declare this to be my last
 Will and Testament, and I appoint Mr. M. D. Halland
 as my Executor, without Bond to carry out
 the provisions of my said Will.
 I desire that my funeral expenses, shall be paid
 out of the Sale of my Property, (said Sale to be
 Public or Private at the discretion of said
 Executor, Mr. M. D. Halland) and that my daughter
 Phoebe be paid (\$39.00) thirty nine dollars; money
 that she has paid thus far for my medicine
 and Doctors bill also whatever she may pay
 and have receipt to show.

After this, she is to be paid for her support and care of
 me. The residue of my estate, if any, I wish to be divided
 Equally between Phoebe and my other heirs.
 Maria ^{my} Goodrum

Signed by Maria Goodrum in our presence, and by
 each of us, in her presence; and in the presence of each
 other.

Witness E. A. Merriam
 Witness M. M. D. Halland

State of North Carolina }
 Buncombe County } In the Superior Court,

I, Paper purporting to be the Last Will and Testament of Maria
 Goodrum, deceased, is exhibited before me the undersigned
 Clerk of Court for said County, by Mr. M. D. Halland the
 executor. Therein mentioned, and the due execution thereof
 by the said, Maria Goodrum, by the oath and examination
 of E. A. Merriam & Mr. M. D. Halland, the subscribing wit-
 nesses, thereto, who being duly sworn, both depose and say
 and each for her self depose and saith, that they are
 subscribing, witnesses to the Paper writing now shown
 him, purporting to be the last will and Testament of Maria
 Goodrum, that the said Maria Goodrum, in the presence
 of these deponents, subscribed her name at the end of said
 Paper writing, which now shown as aforesaid.

And the deponents further saith, that the said Maria Goodrum
 the testator aforesaid, did at the time of subscribing her name
 as aforesaid declare the said paper writing so subscribed
 by her and exhibited, to be her Last Will and Testament,
 and these deponents did thereupon subscribe their name
 at the end of said will as an attesting witnesses thereto, and at
 the request and in the presence of said testator, And
~~as an attesting witness thereto, and at the request and~~
~~in the presence of said testator.~~

these deponents further saith, that at the said time
 when the said testator subscribed her name to the said
 last Will as aforesaid, and at the time of aforesaid
 subscribing their names as an attesting, witnesses thereto
 as aforesaid, the said Maria Goodrum, 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
 deponents. And further these deponents say not.
 Sincerely sworn and subscribed } E. A. Merriam (deaf)
 This 10 day of Oct 1893, } M. M. D. Halland (deaf)

State of North Carolina.

No. Darnel Kammis:-

Whereas it has been suggested to the undersigned clerk of the Superior Court, of Buncombe County, in the State of North Carolina, that a will has been made without the State by Sarah Ellick Meyers, disposing of and changing property within the State:

Now Therefore:

We referring special trust and confidence in your integrity, do authorize and empower you to take the examination of Sarah Meyers, as may be produced before you touching the execution of said Will of said Sarah Ellick Meyers, and to record such examination and seal up and transmit the same to the undersigned clerk of said Court together with this commission.

Witness J. L. Cathey, clerk of said Court at his office, in the City of Asheville, in the County and State aforesaid, this 19th day of Oct. A.D. 1893.

J. L. Cathey, Clerk.
Superior Court, of Buncombe County
per J. M. D. Whitson D.C.

Richmond Va. September 27th 1893.

I Sarah Ellick Meyers, of the City of Asheville County, of Buncombe and State of North Carolina being of sound mind and memory do make this my last will and testament to wit:

That I will all my personal property situate upon land at my only residence at 47 Montford Avenue, in the City of Asheville N.C., together with my intent in the firm of Sepusky & Ellick to my only child Rhoda Able Meyers, with the exception of one hundred dollars in money to my husband Morris Meyers.

I nominate and appoint my Mother Mrs. Fannie Ellick, my administration over my child Rhoda Able Meyers, intent to hold all for her till my child attains her 18th year of age in case of the death of my child before her 18th year, my child's intent to go to my Mother Mrs. Fannie Ellick and in case of my Mother's death before the child, I appoint my sister Carrie Ellick the administrator for my child

When in writing property to be the last will and testament of Sarah Ellick Meyers, said before me and returned as a part of the before said Kammis, Com. Oct. 19th 1893.
J. M. D. Whitson, Clerk of the Court of the State of North Carolina, Superior Court.

Without security and at the child's death her intent to go to my sister Carrie & Flora Ellick, I further request that my mother Mrs. Fannie Ellick, and my sister Carrie Ellick, to have full possession of my child.

In Witness Whereof I have this day set my hand and seal, this 27th day of September 1893.

Sarah Ellick ^{her} Meyers _{mark}

Signed, sealed and published as for the last will and testament by the above named testatrix in her parents, who have at her request and in her parents and in the presence of each other signed our names as witnesses thereto.

Witness by Samuel Kaufman

Thas. Ellick

Carl Kaufman

The 27th day of September 1893.

The depositions of Samuel Kaufman, Thas. Ellick, and Carl Kaufman, Carrie Ellick and Flora Ellick, taken before me Darnel Kammis, a Notary Public within and for the City of Richmond in the State of Virginia and acting under and in pursuance of a commission to me directed issued out of the Superior Court of Buncombe County, in the State of North Carolina by J. L. Cathey Esq. the Clerk of said Court, dated October 19th 1893, and hereto attached, to take the examination of such witnesses as may be produced before me touching the execution of the Will of Sarah Ellick Meyers, demand, and which said depositions are to be read in the matter of the application to admit to probate, the said Will in the said Superior Court of Buncombe County, in the State of North Carolina.

Samuel Kaufman, one of the said witnesses being by me first duly sworn, to speak the truth the whole truth and nothing but the truth, in answer to such questions as may be propounded to him touching the execution of said will deponeth and saith as follows:-

First Question.

Look at the paper written now shown to you

purporting to be the last Will and Testament of Sarah Ellick Meyers, deceased, and to which your name appears to be attached as a Subscribing Witness and state all that you know as to the execution of the said paper.

1st Question:— That is my name and signature and I subscribed my name to the said paper as a Subscribing Witness to the same as the Will of Sarah Ellick Meyers. She executed the same in my presence as and for her last Will and Testament, and declared before the said paper in writing to be her last Will and Testament. I subscribed my name to said paper as one attesting Witness at the request and in the presence of said Sarah Ellick Meyers, the said Sarah Ellick Meyers, myself and the other two attesting Witnesses were all four together where she signed the same, and we all three attesting Witnesses in her presence, being all four together, subscribed our names to said paper at her request as attesting Witnesses and she declared the said paper before us all three together to be her last Will and Testament.

Question:— State please what at the time of the execution of the said Will by the said Sarah Ellick Meyers, and her subscribing her name to said Will before you was her mental condition?
to Second Question. Her mind was clear at the time and she understood fully what she was doing.
Question. State please what was her age at the time she executed the said Will
to Third Question.

She was twenty seven years old at the time.
Question. Was she at the said time under any restraint to your knowledge information or belief?
to Fourth Question? She was not she made and executed her said Will of her own free will and accord; was under no restraint whatever.
Fifth Question. State please why she made her mark in the execution of her said paper, and whether she could write.

Answer to Fifth Question. She could write but at the time she executed the said Will her physical condition was such, particularly from pain in her right arm, that she could not

write except with discomfort and she asked me to hold her hand while she made her mark in the presence of the other two attesting Witnesses and I did so. She will was read to her and she read it herself and fully understood its contents. My brother Karl Kaufman wrote the Will and he is also a Witness to the Will, and further this deponent sageth not.

Samuel Kaufman.

Karl Kaufman, another of the said Witnesses being by me first duly sworn in like manner, aforesaid and sageth as follows:—
First Question being interrogating do "You" propounded above to Witness Samuel Kaufman, and read over to this Witness.

Answer, to first Question, propounded to Samuel Kaufman above.— That is my name and signature, and I subscribed my name as one of the attesting Witnesses, to the said paper in the presence of said Sarah Ellick Meyers, and at her request, in the presence of the other two attesting Witnesses, she declared the said paper to be her last Will and Testament, before us three Witnesses at the time we subscribed our names, and she signed the paper by making her mark in the presence of us three. At the time we were all four said persons together at the time she signed the said paper as aforesaid and we three Witnesses attested it and she declared the paper to be her Will and wrote the said paper at her request and dictated in her presence, and I read it over to her and then she read it over herself, and the other two Witnesses were both present together with us during the whole time and was waiting the said paper and while she read it over.
Second Question, being the second question propounded above to the Witness Samuel Kaufman.
Answer of Karl Kaufman, to second question propounded to Samuel Kaufman. She was so of sound mind as any person is ever said, and fully understood everything that was said to her, and what she was doing, and the contents of her said Will.

Third Question being third question propounded above to Witness Samuel Kaufman. Answer to third question. I don't know her exact age, but she appeared to be about twenty four years old, and certainly over twenty one. I know she is about my age and I am twenty six.

Fourth Question being fourth question propounded above to Witness Samuel Kaufman.

Answer to fourth question. No I don't believe she was. She was acting of her own free will and no body dictated anything to her she did not wish to leave her husband anything but I suggested that she could not disinherit him and she asked how small an amount she could leave him, and I said one hundred dollars, which she agreed to have put in the will. no body attempted to compel her in any way, and she acted perfectly freely.

Fifth Question being fifth question propounded above to Witness Samuel Kaufman. She could read and write, but she had bad pains in her right arm and limbs, that she could not write and asked us if there was any way for us to do it for her. She wished we would do it. I wrote her name and she made her mark. My brother Sam held the pen while she made the mark. She read the will over and then made her mark. The will was executed on Wednesday September 25th 1898, between ten and twelve o'clock in the forenoon, and further this deponent saith not.

Tham Ellick another of the said witnesses being by me first duly sworn in like manner, Depoeth and sayeth as follows:-

First Question being the first question propounded above to Witness Samuel Kaufman.

That is my signature and I signed my name to the said paper along with the other two attesting witnesses in the presence of Sarah Ellick Meyer, and at her request she delivered the paper to be her last will and signed it before us three witnesses, all present together by making her mark, and she requested us three to Witness the paper, which we

did by signing our names. We were all present together in the same room, during the whole transaction, and she heard the will read over, then read over herself, and then signed it and we three witnesses signed.

Second Question being 2nd Question propounded above to Witness Samuel Kaufman.

Answer to second Question.

Her mental condition was she good, and she understood what she was talking about.

Third Question being third question propounded above to Witness Samuel Kaufman.

Answer to third Question.

I am her brother and I knew her age; she was twenty seven years old.

Fourth Question being 4th Question propounded to Witness Samuel Kaufman.

Answer to 4th question.

No sir. She was not she acted of her own free will.

Fifth Question being 5th Question, above propounded to Witness Samuel Kaufman.

Answer to 5th Question.

She knew how to read and write, but she complained of pains in her arm, at the time and asked someone to write her name for her, which was done by Carl Kaufman for her. Samuel Kaufman held her hand for her while she made her mark. The will was read over to her by Carl Kaufman, and she she read it over herself, and then made her mark and we three witnesses signed our names, and I was present and saw the whole transaction take place. She talked about what she should leave her husband, and at the suggestion of Carl Kaufman, she left him one hundred dollars, she asked what was the smallest amount she could leave him, and Carl said, one hundred dollars, and she then said she would leave him that amount, but she did not wish to leave him anything.

And further this deponent saith not.
Tham. Ellick

Carrie Ellick, another of the said Witnesses, being by me first duly sworn, in like manner, deposeth and saith:-

First Question. State your age and residence and what relation you are to Sarah Ellick Meyers, deceased.

Answer. To said question, I am thirty years old & live in the City of Richmond, I am, her sister.

Second Question. State please how long prior to her death, she was in Richmond?

Answer. She was here one week. She reached here one one Sunday, and died the next Sunday. I came with her from Asheville, and was with her during her entire sickness. I went with her, on the Monday, & she came to the office of Dr. Hester M. Duine.

Third Question. What was her condition during the week that she was here; and when did her symptoms become more alarming?

Answer. She seemed to grow better until the close of the week, and was taken much worse on Saturday morning, her mind was clear and sound until Saturday morning, the day before her death, and we all thought she would get well. I was with her constantly up to the time of her death, and she was strong enough to get up out of bed herself on Friday night, and further the deponent saith not.

Carrie Ellick.

Flora Ellick, another one of the said Witnesses being by me first duly sworn in like manner deposeth and saith as follows.

First Question. Please state your name and age, and what relation you are to Sarah Ellick Meyers?

Answer. My name is Flora Ellick, and I am twenty years old, I am her sister.

Second Question.

When did you last see your said sister?

Answer. I returned from Chicago on Friday morning 29th September 1893, two days before her death, and I saw her that morning, and I then saw off and on up to the time of

her death, when I saw her Friday morning she recognized me and spoke to me, and talked me about my trip, and I had a conversation with her for two hours.

Third Question.

What was the condition of her mind? answer. It was perfectly clear, and she understood everything. I discerned no weakness in her mind until Saturday morning, the day before she died, when she became unconscious about ten o'clock. She grew worse Saturday morning and I think lost consciousness about ten o'clock. I saw her get out of bed on Friday night herself, and she was perfectly conscious and talked to me, and further the deponent saith not.

Flora Ellick.

Virginia:

City of Richmond, to wit:

I Daniel Bryan a notary Public within and for the City of Richmond in Virginia, and acting under and in pursuance of a commission to me directed, issued out of the Superior Court of Brunswick County, in the State of North Carolina by J. S. Calky, Esq. the Clerk of said Court, dated Oct 15th 1893, and hence attached to take

the examination of such witnesses as may be produced before me, touching the execution of the will of Sarah Ellick Meyers, deceased and which said depositions are to be read in the matter of the application to admit to probate the said will in the said Superior Court, do hereby certify that this day I duly took the examination and evidence of Samuel Kaufman, Abram Ellick, Carl Kaufman, Carrie Ellick, and Flora Ellick which appear above, and that I first sworn each said witnesses as above set forth and then reduced their answers to writing, and then read over the whole evidence to them and they then subscribed their names, and then made oath to the truth of their said depositions, which are annexed hereto given under my hand and official seal. This 15th day of October A.D. 1893