

And this deponent further said that at the time when the said testator subscribed his name to the said last Will as aforesaid, and at the time of the deponent subscribing his name as an attesting witness thereto, as aforesaid, the said Sir Hawley 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 these deponents say not

Wm R Whitson
A L Corler

Personally seen and subscribed this 14th day of
April 1881 before me

O W Herndon
Probate Judge

I Peter Miller of the County of Brunswick State of North Carolina being of sound mind and memory but considering the uncertainty of life and the certainty of death to hereby make public and declare this to be my last will and testament hereby revoking all other wills by me at any time heretofore by me made

- 1st First, I appoint my dear friends Cananda Gowan and James Battish of Asheville Executors of this my last Will and testament
- 2nd Second I direct that my said Executors shall bury my body beside that of my deceased and beloved wife and that they shall have tombstones with appropriate inscriptions placed at our graves
- 3rd Third, I direct that out of any money or property on hands at my death my funeral expenses and all my just debts shall be paid by my said Executors
- 4th Fourth, I give devise and bequeath to my sister Billy Smathers and her daughter Mary Ann Cook each one hundred dollars to Nelson Smathers one hundred dollars and to the widow of Manson Smathers fifty Dollars
- 5th Fifth I give and devise to Adeline Miller Joseph Miller John Miller Julia Smathers Piggie Morgan Mary Ann Morgan and Bettie Miller all children of my deceased brother Henry Miller each one hundred dollars

- 6th Sixth I give and devise to George Miller Mary C. Susan James Miller and Lewis Miller children of my deceased brother George Miller each one hundred dollars
- 7th Seventh I give and devise to Rufus Miller son of my deceased brother Ambrose Miller one hundred dollars
- 8th Eighth I give and devise to Essey Miller widow of my deceased half brother David Miller and to her children Thomas Miller James Miller and John Miller each fifty dollars and to the wife of the said Thomas Miller fifty dollars
- 9th Ninth I give and devise to Aray Alexander and Beatrice Ables each one hundred dollars to Betsy Brown fifty dollars to Willie Alexander ten dollars and to Joseph Wright a small sum, not to exceed in all fifty dollars to be paid him from time to time as my Executors may think proper, but any part of said fifty dollars not paid to him in his lifetime shall go to the residuary, hereinafter mentioned it being my true intent that my Executors shall have full discretion as to the amount he shall receive inside of said sum of fifty dollars
- 10th Tenth I give, devise and bequeath to the trustees of Balsam Grove Methodist Episcopal Church South the small lot of one acre of land adjoining the said church property being the lot purchased by me from Sam Hawkins to have and to hold to them and their successors forever
- 11th Eleventh I direct that my said Executors shall invest one hundred dollars in the purchase of a Library for the use of the Balsam Grove Sunday School of the Methodist Episcopal Church South I make this gift in the hope that it may result in good to the children of my neighbors and friends
- 12th Twelfth It is my will that any debts due me from either or any of the persons hereinbefore named shall be treated as so much paid on the sums herein devised to them respectively but this shall not be construed to release any one of said persons from payment of any sum he may be due me in excess of the amount devised to him or her
- 13th Thirteenth I direct that the sole receipt of the devisees hereinbefore named for any sums paid by my said Executors shall be a full and complete discharge and acquittance of my said Executors for the amount so paid by them and the fixing expiration of the female devisees shall not be necessary to their protection

14th Twelfth If any one of the devisees herein named shall die before receiving the amount due him or her under this will then it is my wish that the amount intended for him or her shall go to the residuary fund provided for in this will unless my said Executors shall in their discretion think proper to pay the same over to me or more of their children which they are authorized to do if they think best.

15th Fifteenth I direct that my Executors shall collect as soon as they shall think best all the debts due me at my death, and I also direct that they shall sell all the real and personal property that I may then own at such time in such manner and on such terms as they may think best and out of the proceeds thereof and such money as may be on hand I direct that they pay all my funeral expenses debts and the several devisees hereinbefore specified and apply the balance as provided in item sixteenth following. That is to say

16th Sixteenth It is my wish that my said Executors shall be paid out of the residue of my estate a sufficient sum to pay the expenses incident and necessary to the proper discharge of their duties under this will including a fair compensation for their services and the rest and residue of my estate I direct that they shall hold and apply as trustees for the benefit of such Home & Foreign Missions worked by the Methodist Episcopal Church South as in their judgment and discretion may be most entitled to aid the same to be disbursed from time to time as the said Executors shall think best.

In testimony whereof I have hereunto set my hand and seal this the 26th day of April 1880

Witness my hand and declared by the said Peter Miller to be his last Will and Testament in the presence of us who signed the same as witnesses in his presence and at his request and in presence of each other this the 26th day of April 1880

W. L. Smith
Melvin & Carter

North Carolina
Gaston County
In the Probate Court
A paper purporting to be the last Will and Testament of Peter Miller deceased is exhibited before me the undersigned judge of Probate for said County by Canada Egan and James Buttrick the executors therein named and the due execution thereof by the said Peter Miller by the oath and examination of Melvin & Carter subscribing Witnesses thereto who being duly sworn doth depose and say that he is a subscribing witness to the paper writing now shown him to be the last Will and Testament of Peter Miller deceased that the said Peter Miller 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 26th day of April 1880 And this deponent further saith that the said Peter Miller the testator aforesaid did at the time of subscribing his name as aforesaid declare the paper 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 said testator And this deponent further saith that at the time 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 Peter Miller was of sound mind and memory and of full age to execute a will and was not under any restraint to the knowledge information or belief of this deponent And this deponent further saith that when he witnessed said Will W. L. Smith at the request of the said testator and in his presence and in the presence of this deponent also signed said Will as an attesting witness thereto and that the said W. L. Smith as this deponent is informed and believes is now a non resident of this state And further this deponent saith not
Melvin & Carter
Subscribed this the 21st day of April 1881
W. L. Smith
Judge of Probate

It is therefore upon the foregoing proof
adjudged by the Court that the paper
writing exhibited in court and every part thereof
is the last Will & Testament of Peter Miller
deceased, and the same is recorded and filed
and that Canada Cowan & James Buttrick
the Executors named therein have duly qualified
as such Executors, by taking the oath required by
law.

Witness my hand and official seal this the
21st day of April 1881

E. W. Henderson
Probate Judge

State of North Carolina } ss In the Probate Court
Buncombe County }

A paper writing purporting to be the last will &
Testament of Daniel Morgan deceased, is exhibited
before me, the undersigned judge of Probate for
said county by Isaac A. Ray the admr with the
will annexed, and the due execution thereof
by the said Daniel Morgan by the oath & examination
of Isaac A. Ray & John Conley the subscribing witnesses
thereto: who being duly sworn doth depose and say
one 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 & Testament
of Daniel Morgan that the said Daniel Morgan 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 29th day of May
1876. And the deponent further saith that the said
Daniel Morgan 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 & 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 as aforesaid, and at the time of the deponent
subscribing his name as an attesting witness thereto as aforesaid
the said Daniel Morgan 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 these deponents say not

John Conley (seal)
Isaac A. Ray (seal)

Servally sworn and subscribed

this 3rd day of May 1881

Before me

E. W. Henderson

Probate Judge

Will

Know all men by these presents that I Daniel
Morgan (col) being of sound mind and memory do make
this my last Will and Testament.

I give my soul to God who gave it & my body to the
earth whence it came & as to my earthly affairs
I give to my wife Kizzy Morgan & my loving heirs by the
said Kizzy Morgan to her until the youngest of the
said heirs are of age & then subject to an equal division
among Kizzy & the said heirs all of the tract of land upon
which we now live in the County of Buncombe & State
of North Carolina & as to my personal property I leave
the same to Kizzy for the maintenance & use of her &
the said heirs.

In witness whereof I have hereunto set my hand
& seal

Daniel Morgan

May 29th 1876

Signed & delivered in the presence of

Rev John X Conley

Isaac A. Ray J. M. Burtison