

Burcombe County: In the Superior Court.

In the matter of the will of
Mary J. Moody.

Chas. E. Mooney being duly sworn
doth say: That Mary J. Moody late of said County is
dead, having first made and published her last
will and testament, and that he the said Chas. E.
Moody is the executor named therein. Further that the
property of the said Mary J. Moody consisting of
real estate and choses in actions is worth
about \$1500.00 &c. so far as ascertained at the date of
his application; and that Chas. E. Moody in the first place
and E. E. Moody, J. D. Moody, Susan E. Moody, and Janet
E. Moody upon a certain contingency, are the parties
entitled under said will to the said property.

Chas. E. Moody

Sworn to and subscribed before me
this 17th day of Sept 1889.

W. J. Reynolds &c

Oath administered and letters issued this 17th day of
Sept 1889.

W. J. Reynolds &c

Burcombe County in the Superior Court
In the matter of the will of } Before W. J. Reynolds
William J. Eller S. C. C.

Ellen Eller & J. A. Eller being duly sworn,
doth say:
That William Eller, late of said County:
is dead, having first made and published
his last Will and Testament; and that
Ellen Eller & J. A. Eller is the executrix and
Executors named therein.
Further that the property of the said
William J. Eller consisting of Personal and
Real Estate is worth about \$2000.00 so far
as can be ascertained at the date of this
application; and that Ellen Eller, Mammie
Eller, are the parties entitled under
said Will to the said property.

Sworn to and subscribed before me, } Ellen Eller
this 4th day of December, 1889 } J. A. Eller
W. J. Reynolds S. C. C.

State of North Carolina } In the Superior
Burcombe County } Court.

A paper purporting to be the last
Will and Testament of William J. Eller
deceased, is exhibited before me the undersigned
Clerk of Court for said County, & by Ellen Eller
and Joseph A. Eller the executors therein mentioned
and the due execution thereof by the said
William J. Eller by the oath and examination
of W. C. Weaver and W. H. Moss, the subscribing
witness thereto, who being duly sworn, doth
depose and say, and each for himself deposes
and saith, that he is subscribing witness
to the paper writing now shown him,
purporting to be the last will and
testament of William J. Eller that
the said William J. Eller, in the
presence of this deponent, subscribed
at the end of said paper-writing

which now shew as aforesaid, and which bears date of the 6th day of April 1839. And the Depoent further saith, That the said William F. Eller, 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 depoent 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 depoent 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 depoent's subscribing his name as an attesting witness thereto as aforesaid, the said William F. Eller 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 depoent. And further these depoents say not.

W. E. Weaver
A. J. Mose



Solemnly sworn and subscribed
this 4th day of December 1889, before me.
W. S. Reynolds C.S.C.

I William F. Eller of Flat Creek Buncombe County North Carolina being of sound mind and memory and knowing the certainty of death and the uncertainty of life hereby make and publish this as my last will and testament I give and bequeath and devise my estate and property as follows: that is to say.

- I That it is my will and devise that all my honest debts shall be paid out of my personal property that can be best spared from my family and what remains after paying such just debts consersing Mules horses cattle and farming interests household

and Kitchen furniture I will and bequeath unto my wife Ellen

III. It is my will and desire that if there should not be enough personal property that could well be spared to pay my debts then I hereby direct that one of my mules be sold to help to pay the debts that I owe if so needed and required I give bequeath and devise all of my right title and interest that I now have in and to that piece or tract of land conveyed to myself and brother Joseph A. Eller by our grandfather Adam Eller (for a more perfect description of the same see said deed from Adam Eller to myself, Joseph A. Eller and our mother) for one hundred acres more or less and adjudging the lands of M. C. Weaver on the South W. C. Eller on the east Wm. Robson on the North and Wm. R. Edmonds on the West unto my wife Ellen during her natural life or widowhood then to my little Leaky and her heirs forever

It is my will and desire and I hereby devise the same that in the event that my wife should marry then the above described premises shall go at once to my little daughter Leaky and her heirs forever.

And it is my further will and desire and I hereby devise the same that in the event that my little daughter Leaky should die without heirs of her body then I devise the above described premises to my brother Joseph A. Eller and his heirs forever

III

That I bequeath and devise all of that piece or tract of land (together with two acres of land lying immediately South and in front of the house of in which I now live to be taken from the Fisher tract) on which I now live being the piece or tract of land I purchased from Joseph R. Gentry containing about eleven acres for a more perfect description of same see deed from said Gentry to myself unto my wife Ellen for her natural life or widowhood

then to my little daughter Leakey and her
heirs forever

It is my will and desire and I have devised the
same that in the event that my wife
should marry then above described
premises shall go to my little daughter
Leakey and her heirs at once

And it is my further will and desire
and I hereby devise the same that in
the event that my little daughter Leakey
should die without heirs of her body
then I hereby devise the same to my
brother Joseph A. Eller and his heirs forever
That I give bequeath and devise unto
my sister Martha Mammie Sophronia Ellen
who now live with all of that piece or parcel
of land (except two acres above referred to
lying on the South side of the house I
now live in - the said land to run
down the branch for enough to make
two acres when run in westerly direction
to Joseph Ellers line) known as the Fisher
tract adjoining the lands of W. H. Patton
W. E. Weaver Joseph Eller and others for a
description of same see deed from Ed Fisher
and wife to myself to the said Martha
Mammie Sophronia Ellen and her heirs
forever

That I hereby appoint and constitute
my wife Ellen as executrix and Joseph A. Eller
Executors of this my will
In witness whereof I hereby have signed
sealed and published and declared this
instrument as my last will and testament
This April 6th 1889

W. J. Eller



The said William J. Eller at his home
on Flat Creek in Buncombe County
North Carolina on the said 6th day of
April A. D. 1889 Signed Sealed this instrument
and publish and declared the same as
his last will And we at his request and

written our names as subscribing
Witnesses

W. E. Weaver
W. L. Lewis
A. J. Maff

Buncombe County - In the Superior Court
In the Matter of the Will of W. J. Reynolds
of David Henderson 3 Superior Court Clerk

Larry Frank being duly sworn, deposes and says:

That David Henderson, late of said County, is
dead, having first made and published his last
Will and Testament, and that Larry Frank
and Alex Brickett are the executors named
therein
Further, that the property of the said David
Henderson consisting of Notes bonds, &c. and
shares in the Beema Creek Mill is
worth about \$4000 - so far as can be ascertained
at the date of this application; and that
Margaret Wright David Wright and
Larry Wright are the persons entitled under the will
to the said property. Larry Frank

Sworn to and subscribed before me, this 13th
day of Larry 1890

W. J. Reynolds

State of North Carolina, C. C.,
Buncombe County, 3 In the Superior Court.
A paper purporting to be the last will and
Testament of David Henderson deceased
is exhibited before me, the undersigned, Clerk
of Court for said County, by Alexander Brickett
and Larry Frank the Executors therein mentioned
and the due execution thereof by the
said David Henderson by the oath and ad-
ministration of W. E. Weaver, John Carmichael & T. J.
Craig, the subscribing witnesses thereto, who
being duly sworn, deposes and says, and
each of them of deposes and says, that
he is subscribing witness to the paper presenting