

in said will, comes into court, and
declines entering to qualify as such
executor, and the other named appointed
in said will, to wit J. J. Justice, qualifies
as executor, and having this day taken
the oath prescribed by law, and made
the necessary application, Letters Testa-
mentary issued to him on this the
15th day of December, 1891.
J. L. Bathey, c.

North Carolina }
Buncombe County }

Know all men by these presents that, J. Wm M. Kempfhill
of Coopers in the County of Buncombe and State of
North Carolina, knowing the uncertainty of life and
recognizing my feeble bodily condition and
believing it to be my duty, to make a disposition
of my property, to take effect after my death,
(revoeking all former wills by me made) do hereby
make publish and declare this paper writing as my
last will and Testament.

First, I direct that my Executor hereinafter named
shall pay all my just debts, and to this end
I give him full power to sell all such real
and personal property, at either public or private
sale, as may be necessary for said purposes
making sales in the following order
First he shall sell all the personal property not
included in the term Household and Kitchen
furniture and.

Second he shall sell the place known as the M.C.
Daniel place, situate just west of my house place
and which was willed to me by my Uncle Wm M.
Daniel.

Second. After the payments of all my debts my will
is that all my remaining real estate shall
go to my two sons W. W. Kempfhill and A. J. Kempfhill
(Share and Share alike) to them their heirs and assigns
forever.

Third, all my Household and Kitchen furniture I
direct my Executor to divide between my two sons
a bare named in equal portions.

To execute this will according to its intent and
meaning, I hereby nominate constitute and appoint
my friend, W. R. Whitson of Asheville North Carolina
Signed, Sealed and declared by the said Wm M.
Kempfhill to be his last will and Testament this
January 6th 1892.

and the undersigned witnesses at the request of the
testator and in his presence and in the presence
of each other hereby sign their names as Attesting
witnesses

John M. Patten.
J. W. Durreston.

Wm M. Kempfhill Seal

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

A paper purporting to be the Last Will and Testament of Wm McKeenhill, deceased, is exhibited before me the undersigned Clerk of the Superior Court for said County, by W. R. Whitson the Executor, therein mentioned, and the due execution thereof by the said Wm McKeenhill by the oath and examination of John M. Patton and S. W. Davidson, the subscribing witnesses thereto, who being duly sworn doth depose and say, and each for himself depose and say, that he is subscribing witness to the paper writing now shown him, purporting to be the last will and testament of Wm McKeenhill, that the said Wm McKeenhill in the presence of this deponent, subscribed his name at the end of said paper writing, which now shown as aforesaid, and which bears date of the 6th day of January, 1892.

And the deponent further saith, that the said Wm McKeenhill, 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 thereupon subscribe his name at the end of said will as an attesting witness 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 deponent's subscribing his name as an attesting witness thereto, as aforesaid the said Wm McKeenhill, was of sound mind and memory, of full age to execute a will, and was not under any restraint to the knowledge in formation or belief of this deponent; And further these deponents say not;

Solemnly sworn and subscribed
 this 10th day of Feb 1892 before me
 J. L. Cathey C. C. } John M. Patton (Seal)
 S. W. Davidson (Seal)

In the Matter of the Will of } Buncombe County
 Wm McKeenhill } In the Superior Court

W. R. Whitson being duly sworn, doth say, that Wm McKeenhill late of said County, is dead, having first made and published his last Will and Testament, and that W. R. Whitson, is the Executor named therein further, that the property of the said Wm McKeenhill consisting of farm lands situate near Doopers Station in Buncombe County and is worth about \$ So far as can be ascertained at the date of this application, and that Wm McKeenhill and A. J. McKeenhill of Doopers Station N. C. are the parties entitled under said Will to the said property.

W. R. Whitson Executor
 Sworn to and subscribed before
 me this February 16th 1892
 J. L. Cathey C. C.

North Carolina Buncombe County
 In the matter of the Last will and Testament of Wm McKeenhill

A paper writing purporting to be the last will and testament of Wm McKeenhill deceased, is exhibited for probate by W. R. Whitson the Executor, therein named and the due execution thereof by the said Wm McKeenhill is proven by the oath and examination of John M. Patton and S. W. Davidson the subscribing witnesses thereto it is therefore considered by the Court and so adjudged that the said paper writing and every part thereof is the last will and testament of the said Wm McKeenhill and the same is ordered filed and recorded, and thereupon the said W. R. Whitson, executor as aforesaid duly qualifies as such and letters are issued to him this Feb 16th 1892.

J. L. Cathey,
 Clerk Superior Court.