

State of North Carolina }
Catawba County

I, Calvin Brown of Catawba Township, of the county and State aforesaid, being of sound mind and memory, but considering the uncertainty of my earthly existence, do make and declare this my last will and testament, in manner and form following, that is to say:

71

First - That my executor (hereinafter named) shall provide for my body a decent burial suitable to the wishes of my relatives and friends and pay all funeral expenses, together with my just debts, howsoever and to whomsoever owing out of the moneys that may first come into his hands as a part or parcel of my estate.

Item 1 I give and devise to my beloved wife sixty five acres of land, fifty of it to be set out by metes and bounds in the South west end of the tract whereon I now live, so as to include my mansion house, all out houses and other improvements, the other fifteen acres to be set out of the North east end of the tract so as to include the bottoms known as the Al Stake bottoms, to have and to hold to her, the said Emeline Brown for and during the term of her natural life in satisfaction for and in lieu of her dower and third of and in all my real estate, and at her death to be equally divided between Elizabeth Brown and Arthur Moore so as to give to Elizabeth Brown the improvements out houses &c.

Item 2nd I give and devise to my Daughter in law Mirah Brown thirty three acres known as the Massey Land to be set out of the lower end of the tract so as to include her dwelling and other out houses for and during her natural life, and at her death to go to her legal and lawful bodily heirs, that is to say to her heirs begotten to her by her husband Elbert Brown.

Item 3rd I give and devise to my Daughter Mary Sherrill fifty acres of land to be cut off of the east end of the tract known as the Thomas Shuford lands, so as to include the dwelling and other out houses to have and to hold to her the said Mary Sherrill for and during the term of her natural life, and at her death to go to her legal and lawful heirs, that is to say the heirs begotten to her by Alexander Sherrill.

Item 4th I give and devise to my son Pinkney Brown thirty five acres of land to be set out of the North east part of the lands so as to include the dwelling in which he now lives and run so as to include two acres of wood land off of the Al Stake tract at the lower end of said tract, to have and to hold during the term of his natural life at his death to go to his lawful heirs.

Item 5

I give and bequeath to my daughter Fannie Brown thirty five acres of land to be set out of the East South east end of the lands on which I now live so as to include the dwelling known as the Elbert Edwards house and in which Mary Sherrill now lives, also a way to the spring and the privilege of using water out of the spring of which I now have and to hold during her natural life at her death to go to her lawful heirs - and after all the heirs have gotten the amount allotted to them if there is any real estate left it shall be given to my wife Emeline.

I also give and devise to my third wife Emeline Brown all my personal property of what nature or kind soever and whereover the same shall be at the time of my death -

And lastly I do hereby constitute and appoint Simeon C. Brown my lawful executor to all intents and purposes, to execute this my last will and testament according to the true intents and meaning of the same and every part and clause thereof hereby revoking and declaring utterly void all other Wills and testaments by me heretofore made - In witness whereof, I, the said Calvin Brown do hereunto set my hand and seal this 18th day of May 1896

Calvin ^{his} Brown (Seal)

Signed, Sealed, published and declared by the said Calvin Brown to be my last will and testament in presence of us who at his request and in his presence do subscribe our names as witnesses thereto.

Jacob Brown
J. A. Litten

State of North Carolina } ss. In the Superior Court.
Catawba County

A paper purporting to be the last Will and Testament of Calvin Brown, deceased, is exhibited before me the undersigned, Clerk of the Superior Court for said County, by S. C. Brown, the executor therein mentioned, and the due execution thereof by the said Calvin Brown proved by the oath and examination of J. A. Litten 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 Calvin Brown that the said Calvin Brown 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 18th day of May, 1896.

And the deponent further saith, That the said Calvin Brown the testator aforesaid, did at the time of sub-

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 thereto and at the request and, in the presence of 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 Calvin Brown 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.

Personally sworn and subscribed,
this 24th day of Jan., 1893, before me.

J. H. Rockett
Clerk Superior Court.

North Carolina } ss. In the Superior Court.
Catawba }

It is therefore considered and adjudged by the Court that the said paper writing and every part thereof is the last Will and Testament of Calvin Brown, deceased. Let the said Will, together with the probate, be recorded and filed.

This 24th day of January, 1893.

J. H. Rockett,
Clerk Superior Court.

State of North Carolina }

Catawba County }

72

I, Thomas J. Seagle of the County and State aforesaid, do make and declare this my last will and testament. First I give devise and bequeath to my brother Benjamin P. Seagle all my personal estate and all interest which I hold in any realty save and except such sum as may be necessary to defray expenses of my proper burial and the further sum of One hundred (\$100) dollars which I will and bequeath to Jane Rudisell (Colore &)

Second I appoint Abel A. Shuford of the County and State aforesaid, Executor of this my last will and testament.

Third I hereby revoke and declare utterly void any other will or wills by me heretofore made.

In witness whereof, I, the said Thomas J. Seagle do hereto set my hand and seal this the 22nd day of November 1897.

Thos. J. Seagle, Seal

Signed sealed published and declared by, the said Thomas J. Seagle to be his last will and testament in the presence of us, who at his request and in his presence do subscribe our names as witnesses thereto.

R. C. Menzies
W. W. Self

North Carolina } Superior Court
Catawba County } Before the Clerk

A paper writing purporting to be the last will and testament of Thos. J. Seagle deceased is exhibited before me, the undersigned, Clerk of the Superior Court of the said County by Abel A. Shuford, the executor therein named, and the due execution thereof by the said Thomas J. Seagle proved by the oath and examination of R. C. Menzies and W. W. Self the subscribing witnesses thereto; who being duly sworn before and sworn, and each for himself depone and saith