

Orbitals of Foreman Howards Mill.

State of North Carolina? In the Superior Court
Catawba County

17 Foreman
Howards
Apaper writing purporting to be the last will and
testament of Foreman Howards, decd. is exhibited
before me, the undersigned C. J. for said County, of
J. F. Howard the Executor therein named and the
due execution thereof by the said Foreman Howards
is proven by the oath and affirmation of J. M. Beatty
the subscribing witness thereto: who, being duly
sworn doth depose and say and swear god himself,
deponeth and saith that he is a subscribing witness to
a paper writing now shown him, purporting to be the
last will and testament of Foreman Howards, and that
the said Foreman Howards, 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 31st day of May 1886. And the deponent further
saith: that the said Foreman Howards the testator afore-
said, did, at the time of subscribing his name as afore-
said, declare the said paper writing to be subscribed by him
and at his will to be his last will and testament, and
that 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 deponent's subscribing his name as an attes-
ting witness thereto, as aforesaid, the said Foreman
Howards 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 this deponent doth say and

J. M. Beatty, Clerk
J. F. Howards

Personally sworn and subscribed
this 18th day of March 1887 before me

P. J. Heyl C. J.

See proceedings on Book of Appointments
of Foreman 22 Page 416

David Hearn's Will.

In the name of God Amen.

Joseph Hearn
James Hearn
etc
of
David Hearn

168
Catharine Hearn

I, David Hearn, of the
County of Catawba and State of North Carolina,
being of sound mind and memory, and consid-
ering the uncertainty of this world and mortality
etc, do therefore make, ordain, publish, and
declare, this to be my last, will and testament:

That is to say, First; after all my lawful debts
are paid and discharged, the residue of my estate
real and personal I give and bequeath and
dispose of as follows: to wit: To my beloved
daughter Catharine Hearn, the land and appur-
tenances situated thereon one third of my farm
tract situated lying and being in the County
and State aforesaid, on the waters of Robinsons
Mill Creek beginning at a cedar tree between
my and Joseph Hearn's houses, then including
the Smith house, thence passing and including
the gate over to the spring, then down the spring
-branch to the creek then down the creek to Hearn's
line. Then along said line past the apple tree corner
so as to include five acres of the upper field, then
north to the lane, then along the middle of the
lane, to the gate near the barn. Then to the beginning.

And also another parcel of land to be laid off along
my and Mary Hearn's line above my lane. A being
part of my land and part closed land, to be run off
her so as to make 48 acres in the two parcels.

And 2nd. I give and bequeath to my beloved son
Joseph Hearn the remaining two thirds of said Hearn
tract with appurtenances estimated to be 77 acres
more or less.

And 3rd I give and bequeath to my beloved son
James Hearn a certain tract I bought of Abram Cook
containing twenty acres more or less.

And whereas the James has (over) less land, I
ordain, that Catharine pay to James twenty three
dollars \$23.00 and that Joseph pay him one
hundred dollars \$100.00 to make them even in
the land divisions.

I further declare that Catharine and

David Warrin's Will, Continued

Myself each shall have free access to the Spring
and each have one half of the garden, as heretofore

Of my personal estate, I give and bequest
to my daughter Catharine one half of the cattle
on record last year. Also ten bushels of wheat, and
fifteen bushels of corn. One shawl; her silver
one wash basin. Also the meat of one cow, and
one cow sheep her choice and one coat stove.
2 Chairs.

All the rest, residue and remainders of my
personal estate, to be sold after legal notice being
given, to be divided among my children, or
their who may be living at the time of my
decease. I have and have little.

Witness I make, constitute, and appoint
my sons John Warrin and Joseph Warrin to be ex-
ecutors of this my last Will and testament, hereby
revoking all former Wills by me made.

For Witness Whereof, I have hereunto subscribed
my name and affixed my seal, the second day
of February in the year of our Lord one thousand
eight hundred and eighty three

David Warrin
make

The Above instrument was subscribed by the said
David Warrin in our presence, and acknowledged to be
his last Will and testament and at the testator's
request have signed our names as witnesses
hereunto.

Attest: F. L. Worman
J. E. Killian
J. F. Crock

The foregoing instrument is proven by the oath and
examination of F. L. Worman and J. E. Killian two of the Subscri-
bing witnesses thereto, this July 2 1887
For Record in full. See next page

P. A. Hays & Co

Probate of David Warrin's Will.

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

David Warrin
will.

A paper writing pur-
porting to be the last will and testament of David
Warrin, deceased, is exhibited before me, the under-
signed P. A. Hays, Clerk of the Superior Court in
and for said County by James Warrin and Joseph Warrin
the Executors therein named, and the then executor
thereof by the said David Warrin is proven by the oath
and examination of F. L. Worman and J. E. Killian,
the subscribing witnesses thereto, who being duly sworn
each depose and say, and each for himself they be
a subscribing witness to a paper writing now shown
purporting to be the last will and testament of David
Warrin. That the said David Warrin, in the presence of
the deponent subscribed his name at the end of said
paper writing, which is now shown him as aforesaid
and which bears date on the 2^d day of Feb. 1888.

And the deponent further saith, that the said Da-
vid Warrin, the testator aforesaid, did at the time of
subscribing his name as aforesaid, declare the said
paper writing to be subscribed by him and he is held 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 the de-
ponent 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 testator was of sound mind
and memory, of full age to execute a will and was not
under any restraint in the knowledge, information
or belief of this deponent and further these deponents
say and

F. L. Worman (Seal)
J. E. Killian (Seal)

Personally Seem and
subscribed before me
This 2 July 1887

P. A. Hays & Co