

Last Will and Testament of Elbert Brady.

In the name of god, Amen.

I Elbert Brady of the County of Catawba and State of North Carolina calling to mind the uncertainty of life and the certainty of Death Do will my soul to god who gave it and my Body to be decently buried at the Discretion of my Executors Likewise that all my just Debts be paid.

I Give I do will and bequeth to my loving wife polly one choice horse two choice cows ten choice hogs four choice sheep and the use of all my plantation as long as she remains a widow or her natural life time also all the kitchen furniture and three beds and bedsteads and furniture one clock one barn and one wagon and graining two tables all the farming tools on hand one spinning wheel and cards one loom and all the beaver gear she is to have the use of all her life time or her widow hood. If she should marry or die all this property and all the remaining part of my property is to be equally divided between my lawful heirs.

and I do hereby constitute and appoint my loving wife polly ^{my} executrix and William J. Brady and George A. Brady my lawful Sons Executors of my last will and testament Revoking and disclaiming all others in testimony whereof I the said Elbert Brady deliberately have set to my hand and affixed my Seal this 14th Feb 1852.

attest
W. J. Carpenter
Wm. J. Deal
C. W. Harmon

Elbert ^{his} Brady {Seal
mark

D. J. Carpenter having sworn says he is well acquainted with the handwriting of W. J. Carpenter and that his genuine signature appears

as one of the attesting witnesses to the foregoing paper writing This Dec. 5. 1852.

D. J. Carpenter
Sworn to and subscribed before me Dec 5 1852
P. A. Hoyle C. C.

State of North Carolina In the Superior Court.
Catawba County

A paper writing purporting to be the last will and testament of Elbert Brady deceased is exhibited before me, the undersigned P. A. Hoyle, Clerk of the Superior Court in and for said county, by G. A. Brady, the executor therein named, and the due execution thereof by the said Elbert Brady is proven by the oath and examination of C. W. Harmon one of the subscribing witnesses thereto; who being duly sworn, doth depose and say that he is a subscribing witness to the paper writing now shown him purporting to be the last will and testament of Elbert Brady. That the said Elbert deponent subscribed his name at the end of said paper writing, and which is now shown as aforesaid, and which bears the date on the 14 day of Feb 1852.

And the deponent further saith, that the said Elbert Brady the testator aforesaid, did at the time of subscribing his own 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 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's subscribing his name as an attesting witness thereto as aforesaid, the said Elbert Brady was of sound mind and memory, of full age to execute a will and was not under any restraint to

to the knowledge, information or belief of this deponent, and further the deponents say not.

E. H. Hersman (Seal)

Solemnly sworn and subscribed this 4 day of Dec. 1887. before me

P. A. Hoyle C. C.

State of North Carolina) In the Supr. Court.
Catawba County

I, Elizabeth D. Hoyle widow of the late Humphrey Hoyle do make and constitute this my last will and Testament revoking all previous Wills.

First I do will and direct that my body be buried in a decent and respectful manner as my Executor herein ~~after~~ ^{name} may direct, that first my funeral expenses and Doctor bills be paid, that all my just debts be next paid out of any funds that may be on hand or that may come into his hands as Executor.

I will and bequeath my house and Lot in Hickory in which I now live to my three daughters viz Mrs. Lydia C. Hunter, Ellen D. Hoyle, and Ollie Hoyle, jointly.

There is a mortgage on the said house and Lot or a balance unpaid on the same of two hundred dollars. There is due from John T. Thomson of York Co. S.C. a note of \$50.00 made payable to James Hoyle but belongs to me, this I wish collected and the amount paid on the house debt the balance then of one hundred and fifty and interest I will and direct that my three daughters above named pay.

A tract of land of thirty five or forty ~~more~~ more or less lying and being in the forks of the River known as the Cranford place

adjoining lands of Henry Whitmer Reuben Propst and others I give and bequeath to my son Henry H. Hoyle and his heirs.

Two tracts of land adjoining each other in Catawba county I will and direct to be sold by my Executors at public or private sale in his discretion for the purpose of paying debts or expenses or making funds for my estate.

I give and bequeath to my son Henry H. Hoyle my set of Clarke Commentary.

I give and bequeath to my daughters Ellen and Ollie my milk cow and calf. I give and bequeath to my three daughters now at home Lydia Hunter, Ellen and Ollie Hoyle my house hold and kitchen furniture including Beds, Bed clothing sewing machine, Cook stove, ~~essels~~ ^{essels}, everything in the house.

To my daughters Ellen and Ollie Hoyle I give and bequeath my Gold watch to their joint ownership.

I also give and bequeath to my three ~~daughters~~ ^{daughters} at home Mrs. Hunter, Ellen & Ollie Hoyle all the wheat on hand, and ~~bacon~~ ^{bacon} and lard and other provisions sufficient for their comfortable support.

All other property not mentioned will go into the hands of the Executor to be disposed and sold as part of my Estate.

I hereby appoint and constitute my son Henry H. Hoyle as my Executor of this my last will.

Witness my hand and seal this 24th day of August 1887.

Elizabeth D. Hoyle (Seal)

Signed sealed and declared to be the last will ~~and~~ of the Testator and witnessed in her presence and at her request and in her presence and in the presence of each other this 24 day of Aug. 1887

H. C. Wainwright
R. C. Latta.