

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

C. H. Hersman (Seal)

Solemnly sworn and subscribed this 4 day of Dec. 1889. before me

P. A. Hoyle C. C.

adjoining lands of Henry Whitner 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 Catauba 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 daughter Ellen and Ellie my milk cow and calf. I give and bequeath to my three daughters now at home Lydia Hunter, Ellen and Ellie Hoyle my house hold and kitchen furniture including Beds, Bed clothing sewing machine, Cook stove, vessels, everything in the house.

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

I also give and bequeath to my three daughters at home Mrs. Hunter, Ellen & Ellie Hoyle all the wheat on hand, and 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 1889.

Elizabeth D. Hoyle (Seal)

Signed sealed and declared to be the last will of the Testator and witnessed in her presence and at her request and in her presence and in the presence of each other this 24th day of Aug. 1889.

H. C. Wainwright
H. C. Latta.

State of North Carolina, In the Supr. Court.
Catauba 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 Ellie 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 V. 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 acres more or less lying and being in the forks of the River known as the Cranford place

North Carolina } Superior Court
Catawba County } Dec. 27. 1889.

The execution of the foregoing paper writing purporting to be the last will and Testament of Elizabeth D. Hoyle is proven by the oath of H. C. Hamilton and H. C. Latta the subscribing witnesses thereto. The same is ordered to be enrolled and recorded.

P. A. Hoyle C. J. C.

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

A paper writing purporting to be the last will and testament of Elizabeth D. Hoyle deceased is exhibited before me the undersigned, P. A. Hoyle Clerk of the Superior Court in and for said county, by Henry D. Hoyle, the executor therein named, and the due execution thereof by the said Elizabeth D. Hoyle is proven by the oath and examination of H. C. Hamilton and H. C. Latta, the subscribing witnesses thereto, who being duly sworn, doth depose and say, and each for himself that he is a subscribing witness to the paper writing now shown him, purporting to be the last will and testament of Elizabeth D. Hoyle. That the said Elizabeth D. Hoyle 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 the date on the 24 day of August 1889.

And the deponent further saith, that the said Testatrix Elizabeth D. Hoyle aforesaid, did at the time of subscribing her name as aforesaid, declare the said paper writing so subscribed by her and exhibited to be her last will and testament, and this

deponent did thereupon subscribe his name at the end of said will, as an attesting witness thereto, further saith, that at the said time when the said Testatrix subscribed her name to said last will as aforesaid, and at the time of the deponent subscribing his name as an attesting witness thereto, as aforesaid, the said Testatrix 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.

H. C. Hamilton Seal
H. C. Latta Seal

Solemnly sworn and subscribed, this 27 day of Dec. 1889, before me,
P. A. Hoyle C. J. C.