

The last Will and Testament of Ephraim Herman.

Ephraim Herman
deceased.

Mrs Mary A. Herman
duly qualified as

Executrix

I Ephraim A. Herman, being afflicted in body for many months and being of sound mind, do herein make my last Will and Testament before I go hence and am seen here no more.

- 1 I will and bequeath to my beloved wife, Mary Anna, all my possessions, my property, personal and real — embracing all my lands, notes, moneys accounts, due me, all household and kitchen furniture, all my stock, farming tools every thing I possess, to be hers, under her control and at her disposal so long as she lives or remains my widow.
- 2 I will and direct that my beloved wife, Mary Anna pay all my just debts, and give my body a decent burial.
- 3 Should my beloved wife, Mary Anna marry, it is then my will and I direct, that all my property, real and personal be no longer under her control and at her disposal; and in that event I will and direct that the court appoint for my estate a suitable Administrator, to divide and parcel out all my possessions, real and personal, equally among all my children; and moreover in that event, I will and direct that my wife receive out of my estate the sum of Two hundred dollars in money, leaving all the rest to be equally divided among all my children.
- 4 I will and direct, that ^{in the event} my wife, Mary Anna, all my property and possessions whatever, real and personal be equally divided among all my children.
- 5 It is my will, and I direct, that my beloved wife, should it be her desire, that she make a sale of such property and plunder as would be of no real service or benefit to her.

In witness whereof I, on the 20th day of July, in the year of our Lord, Eighteen hundred and seventy four, do hereunto set my hand and seal

Teste

J. M. Smith

Eli Spencer

A. P. Sigman

Ephraim ^{this} Herman ^{mark}

North Carolina

Catawba County } Probate Court

The execution of the foregoing paper writing was this the 30th day of July, 1874 duly proved to be the last will and Testament of Ephraim A. Herman deceased by the oath and examination of J. M. Smith, Eli Spencer & A. P. Sigman subscribing witnesses thereto, (their testimony in full filed.) Admitted to Probate, and ordered to be recorded,

M. L. Sherrill
Judge of Probate

Application for letters Testamentary

Catawba County: — In the Probate Court.

Herman, Eph

Dec

In the matter of Will of }
Ephraim A. Herman } Before M. L. Sherrill

Judge of Probate.

Mrs Mary A. Herman
Dece

Mrs Mary Ann Herman, being sworn doth say: That Ephraim A. Herman, late of said county, is dead having first made and published his last Will and Testament; and that she Mary Ann Herman is the executrix implied therein. Further, that the property of the said Ephraim A. Herman consisting of Land, household & kitchen furniture stock of all kinds notes cash &c and is worth about so far as can be ascertained at the date of this application; and that Mary Ann Herman — and after her Candace Herman, Dianah Herman, James Herman Hosea Herman and David Herman, are the parties entitled under said Will to said property

Mary Anna Herman

Sworn to and subscribed
before me, this 30 day of July, 1874 }

M. L. Sherrill
Judge of Probate Court