

Will of Jos Abernethy

State of North Carolina } November 18th 1887
 Catawba County, S

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In the name of God, Amen!

I Jos Abernethy, being of sound mind to declare this my last Will and Testament.

First - I will and bequeath to my beloved brother and sister Jacob Abernethy and Martha Setzer all my real & personal property.

If Jacob Abernethy should die, then I will it shall go to my sister Martha Setzer and if she die first I will it shall go to my Bro. Jacob Abernethy.

I will that all my just debts shall be paid.

Jos Abernethy Decd

Test,

L. W. Candler
 Jane E. Candler

North Carolina - Catawba County,

A paper writing purporting to be the last Will & Testament of Jos Abernethy deceased, is exhibiting for probate in open court, and it is thereupon proven by the oath and examination of J. M. Long that Geo. W. Candler, one of the subscribing witnesses thereto is dead, and it is further proved by the oath and examination of the said J. M. Long that he is well acquainted with the handwriting of the said Geo. W. Candler, having often seen him write, and that he verily believes that the name of Geo. W. Candler subscribed as a witness to the said will is in the handwriting of the said Geo. W. Candler.

J. M. Long

Sworn to and subscribed before me this 1st day of September 1897

J. W. Rockwell
 Clerk Superior Court

State of North Carolina } 38
 Catawba County, S In the Superior Court

A paper purporting to be the last Will and Testament of Jos Abernethy deceased, is exhibited before me the undersigned, Clerk of the Superior Court for said County, by Jane E. Candler, one of the subscribing witnesses thereto, who being duly sworn to depose and say that she is a subscribing witness to the paper writing now shown her purporting to be the last Will and Testament of Jos Abernethy, that the said Jos Abernethy in the presence of this deponent subscribed his name at the end of the said paper writing which is now shown as aforesaid, and which bears date of the 18th day of November 1887.

And the deponent further saith that the said Jos Abernethy, the testator aforesaid, did at the time of subscribing his name as aforesaid, declare the said paper writing to be subscribed by him and exhibited to be his last Will and Testament, and this deponent did thereupon subscribe her 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 Will as aforesaid, and at the time of deponent's subscribing her name as an attesting witness thereto as aforesaid, the said Jos Abernethy was of sound mind and memory of full age to execute a will, and was not under any restraint to the knowledge or belief of this deponent, and further this deponent saith not.

Jane E. Candler
 Sworn to and subscribed before me this the 1st day of Sept 1897. 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 Jos Abernethy deceased. Let the said Will, together with the probate be recorded & filed. J. W. Rockwell