

which is now shown as aforesaid, and which bears date on the 15 day of Dec. 1890. (or did in the presence of this deponent acknowledge the signing the said paper writing.) And the deponent further swears that the said David Fox the testator aforesaid did at the time of subscribing his 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 swears 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 testator 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 saw not.

Sworn and submitted, this 21 day of
July, 1891 before me } J. B. Little *Notary*
J. F. Hummer } D. M. Smith *Notary*
clerk Sup. Court

Last Will and Testament of J. L. Drum

In the Name of God Amen.

I Joshua L. Drum of the County of Catawba in the State of North Carolina being of sound and disposing mind, memory and understanding considering the certainty of death and uncertainty of the time thereof to the end that I may be the better prepared to leave this world when it shall please my God, call me hence have now determined to direct what disposition shall be made of my property after my decease and after maturely considering the circumstances and condition of all that concern me as my heirs at law or the objects of my gratitude or affection in my judgment my last will shall be distributed, I do make publish and declare this to be my last will and testament hereby revoking and making null and void all former wills and testaments and writings in the nature of last wills and testaments by me heretofore made. And my will is First that after my decease my body shall be decently buried without ostentation or unnecessary expense and that my funeral charges and just debts shall be paid by and Executor hereinafter named and as to residue of my estate and property with which God has blessed me and shall not be required for the payment of my debts funeral charges and the expenses in and about the execution of this my will and the administration of my estate.

Now First I will and bequeath to my beloved wife Margrett and Gilbert A. Drum all my lands and it is my will that if my wife Margrett shall marry again she therefore forfeit her claims to said land to said Gilbert A. Drum and if she remain in my name then she shall have full control of said land but shall not have power to shut said Gilbert A. Drum off said land, but

base said J. A. Drum shall quarrel and quarrel not or does not agree with his brother then my wife may make said J. A. Drum move to himself on said land not in the house with him and it is my will that all the personal property shall be left for my wife and J. A. Drum for their benefit.

And it is my will that my wife shall have all my money notes and accounts on hand at the time of my death.

and it is my will that my son Gilbert A. Drum shall have all my personal property that may be on hand at the death of my wife and it is my will that my executor pay to my son Salter Drum five dollars at the time Gilbert Drum is 21 years old.

It is my will that if Gilbert Drum shall die without children then Salter Drum shall have said land that I now will to Gilbert Drum and if the said Gilbert A. Drum shall quarrel and have child or children then he may dispose of said land as he wishes. It is my will that my executor shall in case there are debts against my estate at my death to sell enough land off the east end of the 39 acres tract or the whole of the same if it be necessary to pay said debts.

And it shall be lawful for my executor to sell said land privately and make deed according to his executorship.

Item second I do hereby nominate and appoint my true and trusty friend P. K. Little my lawful executor to execute this my last will and testament to the full intent and meaning thereof.

In testimony whereof I the said Joshua L. Drum have hereunto set my hand and seal

This 6th day of June 1891.

Signed sealed published and declared by the said J. L. Drum to be his last will and testament and in the presence of us who at his request are named as witnesses thereto.

Attest - P. K. Little
B. L. Huffman

J. L. Drum

State of North Carolina
Catawba County } In the Superior Court
A proper certified purporting to be the last will and testament of J. L. Drum deceased, is exhibited before me, the undersigned, J. F. Hermann Clerk of the Superior Court in and for said county by P. K. Little the executor therein named and that due execution thereof by the said J. L. Drum by the oath and examination of P. K. Little and B. L. Huffman the subscribing witnesses thereto, who being duly sworn, each 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 J. L. Drum. That the said J. L. Drum 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 date on the 6 day of June 1891. And the deponent further saith that the said J. L. Drum the testator aforesaid did at the time of subscribing his 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 J. L. Drum 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.

Severally sworn and subscribed this 27 day of July 1891 before me
J. F. Hermann
Clerk Sup. Court

P. K. Little
B. L. Huffman