

I I will and bequeath that my executors hereafter named shall pay off all my just debts and funeral expenses out of any money that may come into their hands after my decease.

III I will and direct that my executors shall carry on the mercantile business with my esteemed friend and relation Alfred Smyer or any other discreet ^{person} in the same manner as if I were living, for such length of time as they may find it to be profitable to my estate and they can agree with my said partner or with such other discreet and safe person - and to enable them to do so I authorize them to use either of my store houses and such money and effects of my estate as they may and for that purpose.

IV I will and bequeath that if my beloved wife should marry then my property shall be divided between her, and my children according to the statute of distribution and, as in case of intestacy of myself.

V I will and appoint my friend C. A. Warlick guardian of my sons Charlie and Harry.

VI I will and appoint my beloved wife Amanda guardian of my daughters Lucy, Laura and Mary Ellen.

VII I hereby appoint my beloved wife Amanda and my trusty friend Eli A. Warlick the executrix and executor of this my last will and testament.

In testimony whereof I have hereunto placed my hand and seal this 14 day of August A.D. 1871

Lawsom Fry 

Signed sealed and published in presence of us

Test A. M. Smyer

H. S. Gill

August 14th 1871.

North Carolina } In the Probate
Catawba County } Court

The execution of the foregoing paper writing was this 17th day of Oct. 1871 duly proved to be the last will and testament of Lawsom Fry dec. by the oath & examination of A. M. Smyer & H. S. Gill subscribing witnesses thereto.

Said will & certificate of Probate together with application to be recorded

Miles C. Sherrill
Judge of Probate.

The last Will and Testament of Miles Abernathy

Miles Abernathy In the name of God Amen I Miles Abernathy of the state of North Carolina and county of Catawba considering the uncertainty of ^{the mortal} life being of a sound and perfect disposing mind and memory blessed be Almighty God for the same do make and publish this my last will and testament

A. J. Whitner

And

Philip Whisenant

Executors

qualified

Jan 2nd / 1872

in manner and form following I give unto my son Ito Abernathy all my land and plantation lying on Mountain Creek in the county and state aforesaid. Next I give unto my four daughters namely Sarah Polly Patsy & Eliza all my bedding and clothing and the balance of my property is to be sold and the money to be divided between my eight sons and daughters Equally.

I do hereby Appoint A. J. Whitner and Philip Whisenant of this my last will and testament to be my Executors of this my last will and testament witness whereof I have hereunto set my hand and seal this 9th day of May 1868

Miles Abernathy 

Signed sealed published and signed by above named Miles Abernathy to be his last will and testament in presence of us who have hereunto subscribed our names as witnesses in the presence of the testator

A. J. Whitner

Moses B. Whitner

Wm. Whisenant

North Carolina } In the Probate Court
Catawba County }

The execution of the foregoing paper writing as the last will & testament of Miles Abernathy, was this the 2nd January 1872 duly proved by the oath and examination of A. J. Whitner and Wm. Whisenant, subscribing witnesses thereto. Admitted to Probate.

Miles C. Sherrill

Judge of Probate

A. J. Whitner & Philip Whisenant
qualified as Executors Jan 2nd / 1872.