

every part part and clause thereof hereby revoking
and declaring utterly void all other wills and
testaments by me heretofore made
in witness whereof I the said Mary Doyle do hereunto
set my hand and seal this 15th day of August 1921

Witnesses.

Mary Doyle
P. C. Carter
Cross Parker

Seal

Recorded Jan. 25, 1922.

J. L. Kamm
Assistant C. S. C.

In the name of God, Amen.

I Emeline Parker-James, of the County of
Cherokee, State of North Carolina; Carolina;
being weak in body, but sound in mind, and
of a disposing understanding: Do hereby make
public, proclaim, and declare this my last Will
and Testament; as follows:-

In consideration of the loyalty, and
faithful care and devotion to me by two of
my daughters, I direct and Will that Harriett
Jane, and Mary Elizabeth James, Shall receive
and own, and contrall; and dispose of as their
own in fee simple all of my Real estate,
described in State Grant No. 3242; to Judah
Cook; Thence by deed to Willis Humphreys;
Thence to Martin Parker; Thence by Martin Parker's
Will to me, and described in Book "R" page
148. Register's Office Cherokee County, State
of North Carolina.

I further Will and order, that Harriett
Jane, and Mary Elizabeth James, shall receive as
their personal property, to keep or dispose of:
all my house-hold effects, and whatsoever may
be considered mine in the way of live stock,
chickens; Etc.

On the condition Only that Harriett Jane
James, and Mary Elizabeth James, the parties
of the second part, continue loyal and
faithful to me, and their father William
James, until our deaths.

In Testimony whereof I Emeline Parker-
James have hereunto set my hand and
affixed my seal, this the 7th of Aug. 1912.
Emeline Parker-James

Seal

Witness: G. W. Loringood.
Witness: W. S. Hughes.

State of North Carolina } ss In the Superior Court.
Cherokee County.

A paper purporting to be the last Will and Testament of Emiline Parker James deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by J. M. Sneed, and the due execution thereof by the said W. D. Hughes and G. W. Lovingood by the oath and examination of W. D. Hughes and G. W. Lovingood the subscribing witness thereto; who being duly sworn, doth depose and say, and each for himself depose and saith, that he is subscribing witness to the paper-writing now shown him, purporting to be the last Will and Testament of Emiline Parker James; that the said Emiline Parker James in the presence of this deponent subscribed her name at the end of said paper-writing, which is now shown as aforesaid, and which bears date of the 7th day of August, 1912.

And the Deponent further saith, That the said Emiline Parker James the testatrix 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, and at the request and in the presence of said testatrix subscribed. And this deponent further saith, that at the same time when the said testatrix subscribed her name to the last Will as aforesaid, and at the time of the deponent's subscribing his name as an attesting witness thereto as aforesaid, the said Emiline Parker James 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, } W. D. Hughes
this 12th day of October, 1921,
before me.

A. L. Johnson
Clerk Superior Court.

North Carolina, } ss. In the Superior Court.
Cherokee County.

In the Matter of the Will
of Emiline Parker James, deceased.

The paper-writing hereto attached and purporting to be the Will and Testament of Emiline Parker James, deceased, is exhibited before the undersigned clerk of the Superior Court of Cherokee County, North Carolina, by the custodian of said Will, and thereupon the following proof thereof is taken by the oath and examination of G. W. Lovingood, one of the subscribing witnesses to said Will, as follows:

G. W. Lovingood, being duly sworn, deposes and says, that he is a subscribing witness to the said paper-writing now shown him, purporting to be the last Will and Testament of Emiline Parker James; That affiant talked to the testatrix while she was lying on a bed, at her home, and that in affiant's opinion she was of sound mind

and disposing memory. That it was testatrix desire and intention expressed to affiant before he subscribed his name to said will, that the persons named in the will should have all the property she owned, both real and personal. That affiant after to testatrix walked to the porch from where she was lying on the bed in the room and signed his name to said will as a subscribing witness to said will, the said W.D. Hughes having called affiant to the home of Emeline Parker Furness for the purpose of subscribing his name as a witness to her will, on the 12 day of August, 1912.

J. W. Lovingood

Subscribed and sworn to before me, this the 21 day of February, 1922.

A. L. Johnson
Clerk Superior Court.

North Carolina, }
Cherokee County } ss. In the Superior Court,

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 Emeline Parker Jones, deceased. Let the said Will, together with the probate, be recorded and filed. This 21st day of February, 1922

A. L. Johnson
Clerk Superior Court.

Recorded February 24th, 1922.

North Carolina Cherokee County.

We A. J. Burger and Wife Lyda Burger of the afore said County and State being of sound Mind But considering the uncertainty of our Earthly Existence Do make and Declare This Our Last Will and Testament

First. our Executor hereinafter named shall Give our Boddies a Decent Burial Suitable to The Wishes of our Friends. And Relatives and Pay all Funeral Expenses to gether With All our Just Debt out of the First money Which may come into his hands Belonging To our Estate;

Second. We give and Bequeath to Elias Hamby Our Soninlaw all our Lands and Money House hold and Kitchen Furniture and every thing that Belongs to us at our Death

Third. We hereby constitute and appoint our Soninlaw our Lawful Executor, to all intent and purpose. to execute this our Last Will and testament according to the true intent and meaning of the same, and every part and clause there of hereby revoking and Declaring utterly void all other Wills and testaments by us heretofore made

On Witness Whereof the said A. J. Burger and Wife Lyda Burger do here unto set our hands and seals this 7 day of January 1922.

A. J. Burger [Seal]

Lyda Burger [Seal]

Signed. Sealed, published and Declared by the said A. J. Burger and Wife Lyda Burger to be their last Will and testament in the presence of us who at his request and in his presence do subscribe our names hereto.

W. F. Hill

Witness J. M. Hamby
Witness Ed Brown