

G. L. Van Echop being duly sworn says, that he has for some months past been Treasurer of the Southern Manufacturers Club of Charlotte, North Carolina, and that Eliza M. McAden was a member of said Club and had a room there, where he spent a great portion of his time, that on the 12th day of October 1905, affiant received through the United States Mail an envelope sealed, when receiving the address of Eliza M. McAden, Manufacturers Club, 28 South Tryon Street, Charlotte N. C., and on the left hand side of said envelope the words "Van Echop, Treas. Do not forward until return. Personal." And that affiant took possession of said envelope and delivered it undisturbed to Henry M. McAden on the 24 day of October 1905 after the death of the said Eliza M. McAden, that the said Eliza M. McAden had been for several days prior to said time in the city of New York and the said envelope appeared to have been mailed in New York, on the 11th of October 1905.

That affiant is well acquainted with the handwriting of the said Eliza M. McAden and has often seen him write and has often seen his writing, and affiant verily believes that the paper writing purporting to be the will of the said Eliza M. McAden, bearing date June 18th, 1904, and signed by the said Eliza M. McAden, and the paper writing bearing date 11th of October 1905 purporting to be a codicil to the will of the said Eliza M. McAden and signed by him, and in every part & both of said writings, including the signatures, are in the handwriting of the said Eliza M. McAden, and also that the writings upon the envelope, which is quoted above, and every part thereof is in the handwriting of the said Eliza M. McAden.

G. L. Van Echop,
Sworn to and subscribed before me this 31st day of October, 1905

C. C. Cornwell - C. J. C.

J. C. Tate and J. N. Boyce, being duly sworn, each for himself says that he is well acquainted with the handwriting of the said Eliza M. McAden and has often seen him write and has often seen his writing, and that he verily believes that the paper writing purporting to be the will of the

said Eliza M. McAden, bearing date June 18th, 1904, and signed by the said Eliza M. McAden and the paper writing bearing date 11th of October 1905 purporting to be a codicil to the will of the said Eliza M. McAden and signed by him, and every part of both of said writings, including the signatures are in the handwriting of the said Eliza M. McAden, and also that the writings upon the envelope in the following words "Do Eliza M. McAden, Manufacturers Club, 28 South Tryon Street, Charlotte N. C." and on the left hand side of the said envelope the words "Van Echop, Treas. Do not forward until return. Personal" and every part thereof is in the handwriting of the said Eliza M. McAden.

J. C. Tate.

J. N. Boyce.

Sworn to and subscribed before me, this 31st day of October 1905.

C. C. Cornwell.

Clark Superior Court.

North Carolina } before the Clerk of the Superior Court.
Charlotte, Grand Jurors

In the Matter of the Will of Eliza M. McAden.
It having been proven before the Court in the oath of Henry M. McAden that the aforesaid paper writing, bearing date June 18th, 1904, purporting to be the will of Eliza M. McAden was found among the valuable papers and effects of the said Eliza M. McAden, and it having been proven by Eliza M. McAden that the aforesaid paper writing bearing date 11th of October 1905 purporting to be a codicil to the will of the said Eliza M. McAden was deposited in the hands of the said Van Echop for safe keeping by the said Eliza M. McAden, and it having been further proven by the oath and examination of three credible witnesses to wit: G. L. Van Echop, J. C. Tate, and J. N. Boyce, that they know the handwriting of the said Eliza M. McAden, and the said paper writing purporting to be the will and the said paper writing purporting to be a codicil, together with the signatures thereto, and every part of each, and in the handwriting of the said Eliza M. McAden.

of which will appear by reference to the affidavit, & the several papers hereto annexed which are found to be facts:

It is therefore considered and adjudged that the said paper writings purporting to be the will of the said late M. M. Aden, and the codicil thereto, by and the same are the last will and testament of the said late M. M. Aden and the same are ordered to be recorded, Oct. 31, 1905.
C. C. Cornwall, Clerk Superior Court.

North Carolina
Gaston County

In the matter of the Probate of the Will of
Giles M. McAden, deceased,
to the Honorable Clerk of the Superior Court of
Gaston County:

The undersigned petitioners respectfully
show to the Court and allege:

1. That your petitioners, H. M. McAden and
J. B. Ray, are Executors named in the will of the
late Giles M. McAden, which was proven before
this Court in an Ex Parte proceeding, on the 3rd
day of October 1905, and an order was made by
this Honorable Court adjudging the paper writings
bearing date June 18th 1904, purporting to be the
will of the said late M. McAden, and the paper
writings bearing date 11th of October 1905, and purport-
ing to be a codicil to said will to be and constitute
the will of the said late M. McAden.

2. That your petitioners Alice M. McAden wife
of the said H. M. McAden, and Mary D. Ray, wife
of J. B. Ray, are legacies named in said will
said codicil.

3. That your petitioners re-allege as a part of
this application all of the facts set forth in the
petition of Henry M. McAden filed with this Court
on the 31st day of October 1905, wherein will
appear the names, ages and residences of all the
parties interested in said will and codicil.

That inasmuch as the order heretofore made
by this Court, on the 31st day of October 1905,
adjudging the said paper writings to be the
will, was made in an Ex Parte proceeding, and

is therefore not binding upon all parties, it is the desire
of your petitioners that they be allowed to re-propose
the said will for probate, and that all persons interested
in the estate of the said late M. McAden be allowed to appear
before this Honorable Court, at some time to be design-
ated by the Court, to the end that the said paper
writings may be again proposed and that said parties
may be heard thereon and if they be so advised may
make themselves parties and show the probate of said
paper writings or either one of them, or show cause, if
any they have, why the said paper writings or either
one of them should not be adjudged to be and con-
stitute the will of the said late M. McAden.

Therefore, your petitioners pray that citation
be issued to all parties interested in the estate of
the said late M. McAden.

Henry M. McAden, } Executors of the Will
J. B. Ray, } of late M. McAden.
Alice M. McAden
Mary D. Ray,
Petitioners.

Talbot & Smith,

Attorneys for Petitioners.

North Carolina,
Meklenburg County, } ss.

H. M. McAden being duly sworn, says
that the foregoing petition, is true to his own
knowledge, except as to those matters therein
stated on information and belief, and as to those
he believes it to be true.

Henry M. McAden.
Subscribed before me, this 13th day
of November 1905.
(Notarial Seal) W. M. Smith, Notary Public

North Carolina,
Gaston County,

In the matter of the Probate of the Will
of Giles M. McAden, deceased.

H. M. McAden, being duly sworn, says
that this is a proceeding for the re-probate
of the late paper writings purporting to be
the will of the late M. McAden and codicil thereto.

and that the petitioner desire citation to be issued to all persons interested in the estate of the said like M. McAden to appear before the Court to the end that the said paper writings may be again probated, and that said parties may be proceedings and oppose the probate of said paper writings or either one of them, - or show cause if any they have, why the said paper writings or either one of them should not be adjudged to be good evidence of the will of the said like M. McAden, that the following named persons are necessary parties to said proceedings in that they are heirs at law or legatees under the said will, that they are non-residents of this State and cannot take the diligence to found in this State, and that the names and residences of said parties are as follows:

E. H. Davison - Mary, M. McAden Davison, Yancey M. Davison, and Dorothy Davison, all residing at No. 501 Hawthorne Road, Roland Park, near Baltimore, in the State of Maryland; that the said Yancey M. McAden Davison is fourteen years of age and the said Dorothy Davison is eight years of age, and neither one has a regular guardian; that like M. McAden Myers resides at Moberg, Georgia, and is four years of age and is without guardian.

Henry M. McAden.

Sworn to and subscribed before me, this 13th day of November, 1905.
(Notarial Seal) L. L. Candler, Notary Public.
My commission expires Jan. 1st 1906.

State of North Carolina,
County of Carter.

In the Superior Court
Before the Clerk

In the Matter of the Probate of the }
Will of like M. McAden, deceased. } Order.

This proceeding coming on to be heard upon the petition of Henry M. McAden and R. B. Ray, Executors of the will of like M. McAden, deceased, and as individuals, and Alice Jones McAden and Mary D. Ray, and it appearing to the Court that the following named persons are necessary parties to this proceed-

ing, to-wit:- E. H. Davison Mary M. McAden Davison, Yancey M. McAden Davison (aged 14 years), Dorothy Davison (aged 8 years), the last two named being minors without guardian and residing with the said E. H. Davison and Mary M. McAden Davison, their father and mother, at No. 501 Hawthorne Road, Roland Park, in the County of Baltimore, near the city of Baltimore, in the State of Maryland; like M. McAden Myers, a minor of the age of four years without guardian, who resides with his father Richard F. Myers, at Moberg in the County of Berrien in the State of Georgia; Char. F. Bland and wife Lucy M. Bland, and Mary Lucy Bland, a minor of the age of two and one half years without guardian, who reside with her father and mother in the city of Charlotte North Carolina; Jasper G. McAden and James S. McAden and Emma V. McAden the last two being minors, whose guardian is Capt. J. J. Thomas, and who with the said guardian reside in the city of Raleigh North Carolina; Henry M. McAden and wife Alice F. McAden, E. C. Ray, and wife Mary H. Ray; St. Peter's Hospital of Charlotte, North Carolina; Caroline C. White of Biddle University, Charlotte N.C., and that the said E. H. Davison and wife Mary M. McAden Davison and Yancey M. McAden Davison and Dorothy Davison, the said like M. McAden Myers are non-residents of the State of North Carolina, and cannot after due diligence be found, within three months:

It is therefore, upon motion of Lillie and Kuthrie that citation or summons issue in this proceeding citing and requiring the said parties above named (other than said petitioner) to appear before the Clerk of the Superior Court of Carter County, North Carolina, at his office, in the back house on Waller, North Carolina, on Tuesday the 19th day of December, A.D. 1905, to the end that the said parties or either or any of them may be proceedings in this cause, relating to the probate in solemn form of the last paper writings or take in said office, purporting to be the last will and testament of like M. McAden, deceased, and resist or oppose the probate in solemn form of the said paper writings or and for the last will and testament of the said like M. McAden, deceased, and show cause, if any they have, why the said last

writings or either of them should not be probated, in column form and adjudged to be the last will and testament of the said Eliza M. McAden deceased.

It is further ordered that a copy of the said citation or summons, accompanied by a statement of the nature of the proceedings, be mailed to the Sheriff of Baltimore County, in the State of Maryland, who shall serve the same upon the said E. W. Davison, Mary McAden Davison and James McAden Davison and Dorothy Davison in the manner prescribed by law.

It is further ordered that a citation or summons herein accompanied by a statement of the nature of the proceedings, be mailed to the Sheriff of Berineth County, in the State of Georgia, who shall serve the same upon the said Eliza M. McAden Meyer in the manner prescribed by law.

This 20th day of November 1905.

C. C. Cornwell, Clerk Superior Court
of Gaston County.

State of North Carolina,
County of Gaston.

In the Superior Court
Before the Clerk.

In the Matter of the probate of the } Citation.
Will of Eliza M. McAden, deceased.

State of North Carolina, to the Sheriff of Wake County,
Greetings:

Whereas two paper writings purporting to be the last will and testament of Eliza M. McAden deceased, and codicil thereto, have been presented for probate before the Clerk of the Superior Court of Gaston County by the Executors therein named, James M. McAden and C. C. Bay; and whereas said paper writings have been admitted to probate in column form, and whereas James M. McAden and C. C. Bay, individually and as executors of said will, and Alice Jones McAden and Mary M. Bay, have filed their petition saying that the said paper writings may be probated in column form and adjudged to be the last will and testament of Eliza M. McAden

deceased, and whereas upon the said petition it has been ordered by the Clerk of the Superior Court of Gaston County, that a citation be issued to the next of kin and heirs at law of the said Eliza M. McAden, deceased, and also to the legatees named in the will, other than petitioners above named:

You are therefore commanded to summon and give notice to J. J. Thomas, Guardian, Rufus V. McAden, James T. McAden and Bennie V. McAden to appear before the Clerk of the Superior Court of Gaston County, at the Court House in Dallas North Carolina, on Tuesday the 19th day of December A.D. 1905, then and there to see proceedings in said cause and show cause, if any, they can or have, why the said paper writings shall not be admitted to probate in column form and adjudged to be the last will and testament of the said Eliza M. McAden, deceased.

And let the said parties take notice that if they fail to appear and show cause at the time and place above said and make their objections, if any known, to the probate in column form of the said paper writings in and for the last will and testament of the said Eliza M. McAden deceased, judgment will be entered according to the prayer of the said petitioners.

Witness my hand and seal of the said Court, this 20th day of November, A.D. 1905.
C. C. Cornwell.

Clerk Superior Court, Gaston County.
Service of the within citation on us and receipt of copies thereof by each of us are hereby admitted.
This the 23rd day of November 1905.
J. J. Thomas Guardian R. V. McAden.

Sheriff's Return.

Received November 28, 1905, and served November 29, 1905 by reading the within citation and delivering copies thereof to James T. McAden and Bennie V. McAden.
M. H. Page, Sheriff of Wake County.
By H. H. Crocker, D.S.

State of North Carolina, In the Superior Court,
County of Gaston Before the Clerk.

In the Matter of the probate of the } Citation
Will of John M. McAden, deceased, }
State of North Carolina To The Sheriff of
McKenney County in The said State,
Greeting:—

Whereas his paper writings purporting to be the last will and testament of John M. McAden, deceased, and codicil thereto have been introduced for probate before the Clerk of the Superior Court of Gaston County, by the Executors therein named, Henry M. McAden and R. R. Ray, and whereas the said paper writings have been admitted to probate in common form, and whereas Henry M. McAden and R. R. Ray, individually and as executors of said will, and Alice Jones McAden and Mary D. Ray, have filed their petition praying that the said paper writings may be probated in solemn form and adjudged to be the last will and testament of John M. McAden, deceased; and whereas upon the said petition it has been ordered by the Clerk of the Superior Court of Gaston County that a citation be issued to the next of kin and heirs at law of the said John M. McAden, deceased, and also to the legates named in said will, other than petitioners above named:

You are therefore commanded to summon and give notice to Char. A. Bland, Mary Terry Bland, St. Peter's Hospital of Charlotte N. C., and Caroline L. White, to be and appear before the Clerk of the Superior Court of Gaston County, at the Court House in Dallas N. C., on Tuesday, the 19th day of December A. D. 1905, then and there to all proceedings in this cause and show cause, if any they can or have, why the said paper writings shall not be admitted to probate in common form and adjudged to be the last will and testament of the said John M. McAden, deceased.

Agreed let the said parties take notice that if they fail to appear and show cause at the

time and place aforesaid, and, make their objections, if any, known, to the probate in solemn form of the said paper writings as and for the last will and testament of the said John M. McAden, deceased, judgment will be entered according to the prayer of said petitioners.

Given fail not and of this citation make due return.
Witness my hand and the seal of said court, this
20th day of Nov. A. D., 1905.

C. C. Cornwell, Clerk Superior Court,
Gaston County.

Service acceded. I hereby waive further notice.

December 7, 1905. H. L. Bulwinkle, Guardian ad litem
for Mary Terry Bland.

Sherriff Return. Received November 27, 1905, served
November 28, 1905 by reading and delivering a copy
of the within citation to Char. A. Bland, Mary M. Bland,
and Mary Terry Bland, the said Char. A. Bland being
the father of the said Mary Terry Bland, with whom
she resides, and also to Caroline L. White and Mrs.
Jesse A. Wilber, Manager and local agent of St. Peter's
Hospital, of Charlotte N. C.

This Nov. 29, 1905.
J. W. Wallace, Sheriff.

State of Maryland,
County of Baltimore.

Wm. P. Cook, Clerk of the Circuit Court of Baltimore
County, in the State of Maryland, which Court
is a Court of Record, having a seal which is hereto
attached, do hereby certify that James Pitten house,
to me well known as the Sheriff of the said County
of Baltimore, State of Maryland, personally appeared
before me and being by me duly sworn, says that
as such Sheriff he has full power to serve any and
all legal process issuing from the Court of said
State, and that on the 28th day of November, A. D.
1905, he served the accompanying summons and
statement of the nature of the proceedings hereto
attached, by reading and delivering a copy of each
to E. V. Davison, Henry McAden Davison, George
McAden Davison and Dorothy Davison, the defendants
named in said citation or summons, the said
E. V. Davison being the father of said Henry McAden
Davison and Dorothy Davison, which persons

reside at No. 501 Hawthorne Road, Plant Park,
Baltimore County, Maryland.

Jamney Pitterhouse.
Sheriff of Baltimore County,
State of Maryland.

Sworn to and subscribed before me, this 1st day of
December, A. D. 1905.

Wm P. Cole, Clerk of Circuit Court County of
(Official Seal) Baltimore, State of Maryland.

State of North Carolina In the Superior Court
County of Gaston Before the Clerk.
In the Matter of the probate of the
Will of Mr. McAden, deceased.

State of North Carolina, to the Sheriff of Baltimore
County in the State of Maryland-- Greetings:

Whereas two paper writings purporting to
be the last will and testament of John M. McAden,
deceased, and codicil thereto have been probated
for probate before the Clerk of the Superior Court of
Gaston County by the Executors therein named,
Henry M. McAden and R. A. Ray, and whereas the
said paper writings have been admitted to probate
in common form, and whereas Henry M. McAden
and R. A. Ray, individually and as Executors of
said will, and Alice Douds McAden and Mary D. Ray,
have filed their petitions praying that the said paper
writings may be probated in solemn form and ad-
judged to be the last will and testament of John M.
McAden, deceased, and whereas upon the said
petition it has been ordered by the Clerk of the
Superior Court of Gaston County that a citation
be issued to the next of kin and heirs at law
of the said John M. McAden, deceased, and also to
the legatee named in said will, other than
petitioners above named, a statement of the nature
of the proceedings being hereto attached:

You are therefore commanded to summon
and give notice to E. H. Davison, Mary McAden
Davison, Yancy McAden Davison and Dorothy
Davison and A. L. Burtwinke, guardian ad litem
of said Yancy McAden Davison and Dorothy
Davison to be and appear before the Clerk

of the Superior Court of Gaston County at the Court House
in Dallas North Carolina on Tuesday the 19th day of Decem-
ber, A. D. 1905, then and there to see proceedings in this
cause, and show cause if any they can or have, why the
said paper writings shall not be admitted to probate in
solemn form and adjudged to be the last will and
testament of the said John M. McAden, deceased.

And let the said parties take notice that if they
fail to appear and show cause at the time and place
aforesaid and make their objections, if any known,
to the probate in solemn form of the said paper
writings as and for the last will and testament of the
said John M. McAden, deceased, judgment will be
entered according to the prayer of said petitioners.

Herein fail not and of this citation made due return.
Witness my hand and the seal of said Court, this 20th
day of November A. D. 1905.

L. B. Cornwell.
Clerk Superior Court, Gaston County.

State of North Carolina, In the Superior Court,
County of Gaston. Before the Clerk.

In the Matter of the probate of the Statement of the
Will of John M. McAden, deceased nature of the Proceedings.
This is a proceeding begun by the petition
of Henry M. McAden, and others for the purpose of hav-
ing two paper writings which are on file in the office
of the Clerk of the Superior Court of Gaston County
probated in solemn form and adjudged to be the last
will and testament of John M. McAden deceased.
The said paper writings have already been probated in
common form, and the object of this proceeding
is to give all parties interested in the said will
or in the estate of the said John M. McAden, deceased an
opportunity to appear before the Court and make known
their objections, if any they have, to the probate in
solemn form of the said paper writings as the
last will and testament of the said John M. McAden
deceased. This the 20th day of November 1905.

T. J. Smith and Arthur
Attorneys for Petitioners.
Rooms 11-14 Piedmont Building
Charlotte N. C.

North Carolina
Gaston County.

Service accepted. I hereby waive all further service, Dec. 7, 1905.

H. L. Bulwinkle, Guardian ad litem for
Eugene McAden Davison & Dorothea Davison.

State of Georgia,
County of Gwinnett.

I, H. L. Robinson, Clerk of the Superior Court of Gwinnett County, in the State of Georgia, which Court is a Court of record having a seal which is here attached, do certify that R. T. Martin, to me well known as the Sheriff of said County of Gwinnett, State of Georgia, personally appeared before me and being by me duly sworn, says that as such Sheriff he has full power to serve any and all legal processes issuing from the Court of said State, and that on the 24th day of November, A. D. 1905, he served the accompanying summons and statement of the nature of the proceedings hereto attached, by reading and delivering a copy of each to Giles McAden Myers, the defendant therein named, and Richard A. Myers the father of the said Giles McAden Myers with whom he resides.

R. T. Martin, Sheriff of Gwinnett County,
State of Georgia.

Done to and subscribed before me, this 24 day of November A. D. 1905.

H. L. Robinson, Clerk of the Superior Court,
County of Gwinnett, State of Georgia.

State of North Carolina, In the Superior Court,
County of Gaston. Before the Clerk.

In the Matter of the Probate of the } Citation
Will of Giles M. McAden, deceased.

State of North Carolina, to the Sheriff of Gwinnett County, in the State of Georgia, Greeting:

Whereas two paper writings purporting to be the last will and testament of Giles M. McAden, deceased, and copious thereto have been presented for probate before the Clerk of the Superior Court of Gaston County, by the Executors therein named, Henry M. McAden and R. R. Ray;

and whereas the said paper writings have been admitted to probate in common form, and whereas Henry M. McAden and R. R. Ray, individually and as Executors of said will; and Giles Jones McAden and Mary D. Ray have filed their petition praying that the said paper writings may be probated in solemn form and adjudged to be the last will and testament of Giles M. McAden, deceased; and whereas upon the said petition it has been ordered by the Clerk of the Superior Court of Gaston County that a citation be issued to the next of kin and heirs at law of the said Giles M. McAden, deceased, and also to the legatee named in said will, to appear and show cause, and also to the petitioner above named, a statement of the nature of the proceedings being hereto attached.

You are commanded to summon and give notice to Giles McAden Myers of Forsyth County, Georgia, and H. L. Bulwinkle, guardian ad litem for said Giles McAden Myers, to be and appear before the Clerk of the Superior Court for Gaston County at the Court House in Dallas North Carolina, on Tuesday the 19th day of December, A. D. 1905, then and there to see proceedings in this cause, and show cause, if any he has, why the said paper writings shall not be admitted to probate in solemn form and adjudged to be the last will and testament of the said Giles M. McAden, deceased.

And let the said party take notice that if he fail to appear and show cause at the time and place aforesaid, and make his objections, if any known, to the probate in solemn form of the said paper writings as and for the last will and testament of the said Giles M. McAden, deceased, judgment will be entered according to the prayer of the said petitioners.

He is to fail not, and of this citation make due return. Witness my hand and seal of said Court, this 20th day of November, A. D. 1905.

C. C. Cornwell,
Clerk Superior Court, Gaston Co.

State of North Carolina
County of Gaston

In the Superior Court,
Before the Clerk.

In the Matter of the Probate of the } Statement of the nature
Will of Giles M. McAden, deceased. } of the Proceedings
This is a proceeding begun by petition

of Henry M. McAden and others for the purpose of having said paper writings which are on file in the office of the Clerk of the Superior Court of Gaston County, probated in solemn form and adjudged to be the last will and testament of the said Wm. McAden deceased. The said paper writings have already been probated in common form, and the object of this proceeding is to give all parties interested in the said will or in the estate of the said Wm. McAden, deceased, an opportunity to appear before the Court and make known their objections, if any they have, to the probate in solemn form of the said paper writings as the last will and testament of the said Wm. McAden, deceased.

This the 20th day of November 1905.

Edgett & Centre, Attorneys for Petitioners
Room 1-4 Westmont Building
Charlotte, N. C.

I have this day arrived Richard A. Myers and his minor child, Wm. McAden Myers, each personally with copies of the within proceedings. This Nov 24, 1905 at Norcross Georgia, Gwinnett County.

R. T. Martin
Sheriff Gwinnett County, Georgia.

North Carolina, Gaston County.

Service Accepted. I hereby waive further service. Dec 7, 1905

E. L. Bulwinkle, Guardian ad litem for the late Wm. McAden

North Carolina
Gaston County

In the Superior Court,
Before the Clerk.

In the matter of the Probate of the
Will of Wm. McAden, deceased.

J. J. Thomas, Guardian of James Thomas McAden and Bennie V. McAden, minor children of the late Ben J. McAden, and nephew and niece respectively of the late Wm. McAden, answering the petition filed herein by Henry M. McAden and A. R. Ray individually and as executors of the late Wm. McAden; and of Alice Jones McAden and Mary D. Ray, in which said petitioners prayed that certain paper writings therein mentioned purporting to be the last will and testament of the said Wm. McAden, deceased, be admitted to probate in solemn form and adjudged to be the last will and testament of the said Wm. McAden, deceased, for answer thereto, says:

therein mentioned purporting to be the last will and testament and codicil thereto of the said Wm. McAden, be probated in solemn form and adjudged to be the last will and testament of the said Wm. McAden, deceased, for answer thereto, says:

(1) That he admits the allegations set forth in said petition and believes the said paper writings to be the last will and testament and the codicil of the said Wm. McAden, deceased.

(2) That he assents to the probate of the said paper writings and consents that the Court adjudge the same to be and that they are the last will and testament of Wm. McAden, deceased.

P. T. Gray - Attorney

North Carolina, Wm. County.

J. J. Thomas being duly sworn, says that the foregoing answer is true of his own knowledge except for matters therein stated on information and belief and as to those matters he believes it to be true.

J. J. Thomas

Sworn and subscribed to before me this the 7th day of December 1905.

(Official Seal) E. B. Crow, Notary Public.
My commission expires Nov 29, 1907.

North Carolina,
Gaston County.

In the Superior Court.
Before the Clerk.

In the Matter of the Probate of the
Will of Wm. McAden, deceased.

Wm. C. McAden, son of the late Ben J. McAden and nephew of the late Wm. McAden, answering the petition filed herein by Henry M. McAden and A. R. Ray, individually, and as executors of the late Wm. McAden, and three James McAden and Mary D. Ray, in which said petitioners prayed that certain paper writings therein mentioned purporting to be the last will and testament and codicil thereto of the said Wm. McAden, be probated in solemn form and adjudged to be the last will and testament of the said Wm. McAden, deceased, for answer thereto, says:

(1) That he admits the allegations set forth in said petition and believes the said paper writings

to be the last will and testament and the codicil of the said Giles M. McAden, deceased.

(2) That he assents to the probate of the said paper writings and consents that the Court adjudge the same to be and that they are the last will and testament of Giles M. McAden.

C. T. Gray, Attorney.

North Carolina, Wake County.

Before me, E. W. Davison, being duly sworn says that the foregoing answer is true of his own knowledge except as to matters therein stated on information and belief and as to those he believes it to be true.

E. W. Davison.

Sworn to and subscribed to before me this 1st day of December, 1905.

(Official Seal) E. B. Cress, Notary Public.

My Commission expires Nov. 29, 1907.

Filed Dec. 8, 1905.

C. C. Cornwall, C. S. C.

North Carolina,
Gaston County.

In the Superior Court
Before the Clerk.

In the Matter of the Probate of the
Will of Giles M. McAden, deceased.

E. W. Davison and Mary McAden Davison his wife, the latter being a sister of the late Giles M. McAden, answering the petition filed herein by Henry M. McAden and F. R. Ray, individually, and as Executors of the late Giles M. McAden; and of Alice Jones McAden and Mary D. Ray, in which said petitioners prayed that certain paper writings therein mentioned purporting to be the last will and testament and codicil thereto of the said Giles M. McAden be probated in solemn form and adjudged to be the last will and testament of the said Giles M. McAden, deceased; for answer thereto says:

(1) That they admit the allegations set forth in said petition and believe the said paper writings to be the last will and testament of the said Giles M. McAden, deceased.

(2) That they assent to the probate of the said paper writings and consent that the Court adjudge the same to be and that they are the last will and testament of Giles M. McAden.

last will and testament of Giles M. McAden.
B. T. Gray, attorney.

State of Maryland, City of Baltimore.

E. W. Davison, being duly sworn says that the foregoing answer which he filed in behalf of himself and his said wife, is true of his own knowledge except as to matters therein stated on information and belief and as to those matters he believes it to be true.

E. W. Davison

Sworn to and subscribed before me this 1st day of December, 1905.

(Official Seal)

John W. Hughes, Notary Public

Filed Dec. 19, 1905.

C. C. Cornwall, C. S. C.

North Carolina,
Gaston County.

In the Superior Court
Before the Clerk.

In the Matter of the Probate of the
Will of Giles M. McAden, deceased.

Charles A. Bland and Lucy McAden Bland, his wife, the latter being a sister of the late Giles M. McAden, answering the petition filed herein by Henry M. McAden and F. R. Ray, individually, and as Executors of the late Giles M. McAden, and of Alice Jones McAden and Mary D. Ray, in which said petitioners prayed that certain paper writings therein mentioned purporting to be the last will and testament and codicil thereto of the said Giles M. McAden be probated in solemn form and adjudged to be the last will and testament of the said Giles M. McAden, deceased; for answer says:

(1) That they admit the allegations set forth in said petition and believe the said paper writings to be the last will and testament of the said Giles M. McAden, deceased.

(2) That they assent to the probate of the said paper writings and consent that the Court adjudge the same to be and that they are the last will and testament of Giles M. McAden.

Charles A. Bland,
Lucy McAden Bland.

to be the last will and testament and the codicil of the said Giles M. McAden, deceased.

(2) That he assents to the probate of the said paper writings and consents that the Court adjudge the same to be and that they are the last will and testament of Giles M. McAden.

C. T. Gray, Attorney.

North Carolina, Wake County.

Rufus Y. McAden being duly sworn says that the foregoing answer is true of his own knowledge except as to matters therein stated on information and belief and as to those he believes it to be true.

Rufus Y. McAden.

Sworn and subscribed to before me this 1st day of December, 1905.

(Official Seal) E. B. Cress, Notary Public.

My Commission expires Nov. 29, 1907.

Filed Dec. 8, 1905.

C. C. Cornwall, C. S. C.

North Carolina,
Gaston County.

In the Superior Court
Before the Clerk.

In the Matter of the Probate of the
Will of Giles M. McAden, deceased.

E. H. Davison and Mary McAden Davison his wife, the latter being a sister of the late Giles M. McAden, answering the petition filed herein by Henry M. McAden and F. R. Ray, individually, and as Executors of the late Giles M. McAden; and of Alice Jones McAden and Mary D. Ray, in which said petitioners prayed that certain paper writings therein mentioned purporting to be the last will and testament and codicil thereto of the said Giles M. McAden be probated in solemn form and adjudged to be the last will and testament of the said Giles M. McAden, deceased; for answer thereto says:

(1) That they admit the allegations set forth in said petition and believe the said paper writings to be the last will and testament of the said Giles M. McAden, deceased.

(2) That they assent to the probate of the said paper writings and consent that the Court adjudge the same to be and that they are the last will and testament of Giles M. McAden.

last will and testament of Giles M. McAden.
R. T. Gray, attorney.

State of Maryland, City of Baltimore.

E. H. Davison, being duly sworn says that the foregoing answer which he filed in behalf of himself and his said wife, is true of his own knowledge except as to matters therein stated on information and belief and as to those matters he believes it to be true.

E. H. Davison

Sworn to and subscribed before me this 1st day of December, 1905.

(Official Seal)

John W. Hughes, Notary Public

Filed Dec. 19, 1905.

C. C. Cornwall, C. S. C.

North Carolina
Gaston County.

In the Superior Court
Before the Clerk.

In the Matter of the Probate of the
Will of Giles M. McAden, deceased.

Charles A. Bland and Lucy McAden Bland, his wife, the latter being a sister of the late Giles M. McAden, answering the petition filed herein by Henry M. McAden and F. R. Ray, individually, and as Executors of the late Giles M. McAden, and of Alice Jones McAden and Mary D. Ray, in which said petitioners prayed that certain paper writings therein mentioned purporting to be the last will and testament and codicil thereto of the said Giles M. McAden be probated in solemn form and adjudged to be the last will and testament of the said Giles M. McAden, deceased; for answer says:

(1) That they admit the allegations set forth in said petition and believe the said paper writings to be the last will and testament of the said Giles M. McAden, deceased.

(2) That they assent to the probate of the said paper writings and consent that the Court adjudge the same to be and that they are the last will and testament of Giles M. McAden.

Charles A. Bland,
Lucy McAden Bland.

State of North Carolina

City of Charlotte, Dec 13, 1905

Charles A. Bland being duly sworn says, that the foregoing answer which he filed in behalf of himself and his said wife, is true of his own knowledge except as to matters therein stated on information and belief and as to those he believes it to be true.

Charles A. Bland.

Sworn to and subscribed before me, this the 13th day of December 1905.

(Official Seal) Frank F. Jones, J.C.

North Carolina
Gaston County

In the Superior Court

In the Matter of the Probate of the
Will of Eliza M. McAden, deceased.

To the Honorable Clerk of the Superior Court of
Gaston County:

The undersigned attorneys hereby represent to the Court that Yancy McAden Davison, Dorothy Davison and Eliza McAden Myers and Mary Terry Bland upon whom process has been served in this case, are minors without guardian, and we ask that some discreet and proper person be appointed as guardian ad litem to represent said infant defendants in this proceeding. This December 5, 1905
Tillett and Guthrie, Attorneys

Upon considering the foregoing application, the Court having found after due inquiry that A. L. Bulwinkle is a discreet and proper person to be appointed guardian ad litem for the said infant defendants it is now ordered that the said A. L. Bulwinkle be, and he is hereby appointed guardian ad litem of Yancy McAden Davison, Dorothy Davison and Eliza McAden Myers, and Mary Terry Bland.

This 7th day of December 1905.

North Carolina
Gaston County

In the Superior Court.
Before the Clerk.

In the Matter of the Probate of the }
Will of Eliza M. McAden, deceased. } Deceased.

Yancy McAden Davison, Dorothy Davison, Eliza McAden Myers, and Mary Terry Bland, by their guardian ad litem A. L. Bulwinkle, answering the petition say:

- (1) That paragraph one (1) of the petition is true.
- (2) That paragraph two (2) of the petition is true.
- (3) That paragraph three (3) is true, as is also the facts set forth in the application referred to in the said paragraph.

A. L. Bulwinkle, Guardian ad litem.

North Carolina
Gaston County

A. L. Bulwinkle, Guardian ad litem being duly sworn, says that the foregoing answer is true of his own knowledge, except as to those matters therein stated on information and belief and as to those matters he believes it to be true.

A. L. Bulwinkle
Sworn to and subscribed before me, this the 7th day
of December, 1905.

C. C. Cornwall,
Clerk Superior Court, Gaston County.
Filed Dec. 7th 1905.
C. C. Cornwall. C. L. C.

North Carolina
Gaston County

In the Superior Court.

In the Matter of the Probate of the }
Will of Eliza M. McAden, deceased. } Order.

In this proceeding it is ordered that the same be continued for hearing until the 27th day of December, A. D., 1905.

This December 19, 1905. C. C. Cornwall, Clerk Superior Court.

North Carolina
Gaston County

In the Superior Court
Before the Clerk

In the Matter of the Probate of the
Will of Edna M. McAden, deceased.

This proceeding, coming on to be heard upon this 27th day of December, 1905, upon the application and petition of Henry M. McAden and others to have probated in solemn form as the last will and testament of E. M. McAden, the paper writings, one bearing date June 18th, 1904 and the other bearing date October 11th, 1905, purporting to be the will and the codicil of the said E. M. McAden, and it appearing to the satisfaction of the Court that under the order heretofore made citations have been issued and served upon all the heirs at law, next of kin, devisees and legatees of said E. M. McAden (other than the petitioners) returnable the 19th day of December 1905, and the said proceedings having been continued until this day and (it further appearing to the Court that all the heirs at law and next of kin of the said E. M. McAden (other than the petitioners) have filed answers assenting to the probate of the said paper writings as the will of the said E. M. McAden, and it further appearing that C. L. Buhinkle has been duly appointed guardian ad litem of the minors, Yancy McAden, Dorothy Devine, Edna McAden, Myron and Mary Terry (Blair) and has filed answer for said minors admitting all the allegations of the petition, and thereby doing thereby elapsed since the minors and guardians were served with notice of citation and since answer has been filed by said guardian: Now therefore, upon the application of the petitioners (E. M. McAden and C. C. Gay, appearing in person and by their attorney C. H. White) it is found as a fact by the Court upon the oath of Henry M. McAden, J. L. Van Eekop, J. C. Tate, and J. H. Boyce that the paper writings bearing date the 18th of June, 1904 purporting to be the will of Edna M. McAden and every part thereof is in the handwriting of the said E. M. McAden was found among the valuable papers and effects of the said E. M. McAden.

paper writings, bearing date the 11th of October, 1905 purporting to be a codicil to the will of the said E. M. McAden was deposited for safe keeping in the hands of the said Van Eekop and the same and every part thereof is in the handwriting of the said E. M. McAden, all of which will appear by reference to the affidavits of the above named parties which affidavits are hereto annexed and which are found to be facts by the Court.

It is therefore considered and adjudged that the said paper writings which are hereto annexed to and the same are read together constitute the last will and testament of the said E. M. McAden and the same together with the proofs and other papers in connection with the proceeding are ordered to be recorded. This Dec. 27, 1905.

C. C. Cornwall
Clerk Superior Court, Gaston County, N. C.

It is further ordered and adjudged, that the order of probate heretofore made be, and the same is hereby ratified and confirmed and the Letters Testamentary heretofore issued to the said Henry M. McAden and C. C. Gay, Executors, are also ratified and confirmed.

It is further ordered, that the executor pay out of the funds of the estate the costs of this proceeding amounting to \$48.50.
C. C. Cornwall
Clerk Superior Court, Gaston Co., N. C.

North Carolina
Gaston County

In the Superior Court
Before the Clerk.

In the Matter of the Probate
of the last Will and Testament
and Codicil of Edna M. McAden,
deceased. } Certificate

I, C. C. Cornwall, Clerk of the Superior Court of said County, do certify that the foregoing and attached are true and correct copies of the last will and testament and codicil of Edna M. McAden, deceased and the

broofs and probate thereof in common and solemn form as the same appear upon record and on file in this Court.
 Witness my hand and seal of office, this the 19th day of May, A.D. 1906.

(Seal)

(Signed) L. L. Cornwall.

Clerk Superior Court, Graham Co., N. C.

Recorded in the office of Clerk Superior Court for Cherokee County N.C. at page 313
 at Raleigh on this June 5th 1906.

M. J. Freedman. Clerk

North Carolina Cherokee County.
 I, Lillian E. Wiley, wife of Luther E. Wiley, of the Cherokee County, North Carolina, being of sound mind but considering the uncertainty of my earthly existence do make and declare this my last will and testament. The hereby and effect herein devised and devised being my separate property, devised to me by my father, L. H. Wiley, and inherited from him, and acquired by my industry and economy.

First: It is my will and desire that my body be given a burial suitable to the wishes of my friends and relatives and pay all funeral expenses together with all my just debts out of the first money which may come into the hand of my executor.

Second: It is my will and desire that my executor hereinafter named sell and convey and for the best price obtainable all of my real estate that is my interest or share in the L. H. Wiley land on North river that is the L. H. Wiley homestead and all other lands devised to me or inherited from said L. H. Wiley, and also that I own it on the town of Murphy, known as the Lee Wiley & Co. store house lot, containing half acre more or less.

Third: That it is my will and desire that before the sale of the lands and town lot herein directed that out of the proceeds arising therefrom that my executor pay to my father L. Wiley my son who has been so kind and good to me and his father, the sum of one thousand \$1,000.00 Dollars, the balance of the proceeds of said sale be equally divided between all my children, share and share alike.

Fourth: It is my will and I hereby make and appoint my trusted and beloved son Luther E. Wiley Executor to this my last will and testament and it is my further will and desire that my son Luther E. Wiley be appointed guardian of my young son Thos. H. Wiley, to care for him and see to his support and education, and instruct all money belonging to him to the best and safest manner