

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

A paper writing purporting to be the last Will and Testament of Julius W. Stiles, deceased, is exhibited before me the undersigned, Clerk of the Superior Court for said County, by Mallie Stiles the executrix therein mentioned, and the due execution thereof by the said Julius W. Stiles is proved by the oath and examination of H. A. Owenby and P. C. Gentry, two of the subscribing witnesses thereto, who being duly sworn, each depose and say, and each for himself deposes and saith, that he is a subscribing witness to the paper writing now shown him, purporting to be the last Will and Testament of Julius W. Stiles: that the said Julius W. Stiles, 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 of the 25th day of April, 1931.

And this deponent further saith, that the said Julius W. Stiles 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 said testator. And this deponent further saith that at the same 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 attesting witness thereto, as aforesaid, the said Julius W. Stiles

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.

H. A. Owenby
 P. C. Gentry.

Solemnly sworn and
 subscribed, this 2nd
 day of July, 1932, before
 me.

J. E. Keener
 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 Julius W. Stiles, deceased. Let said Will, together with the probate, be recorded and filed.

This 2nd day of July, 1932.

J. E. Keener,
 Clerk Superior Court.

North Carolina, Cherokee County.

I, Julius W. Stiles, of the aforesaid County and State, being of sound mind, but considering the uncertainty of my earthly existence, do make and declare this my last Will and testament:

First. My executrix, hereinafter named, shall give my body a decent burial, suitable to the wishes of my friends and relatives, and

pay all funeral expences, together with all my just debts, out of the first moneys which may come into her hands belonging to my estate.

Second. I give and devise to my beloved wife, Mallie Stiles, the tracts of land upon which I now reside, containing 150 acres more or less, for and during her natural life.

Third. I give and devise to my said beloved wife, Mallie Stiles, for and during her natural life, all of the rest and residue of my property of every kind and description, including both real estate and personal property, wheresoever situated or located, she to have and use said property during her natural life for her care and support.

Fourth. I give and devise to my three sons, Oliver Stiles, Clem Stiles and Hall Stiles, share and share alike, all of my property of every kind and description, including both real estate and personal property, wheresoever situated or located, at the time of my death, subject to the life estate of my said wife as devised in paragraph two and three of this my will.

It being my will and desire that my said wife, Mallie Stiles, take all of my property of every kind and description wheresoever situate at my death for and during her natural life and that after her death my said three sons, Oliver Stiles, Clem Stiles, and Hall Stiles, take in fee simple all of my real estate, as above set out subject to the life estate of my said wife, and that they take all of my personal property which was not used by my said wife during her life for her use and support, but my said wife to have all of said

property during her natural life and to use all of the same that may be necessary for her use and support.

Fifth. I hereby constitute and appoint my beloved wife, Mallie Stiles, my lawful executrix to all intents and purposes, to execute this my last will and testament, according to the true intent and meaning of the same, and every 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 Julius W. Stiles, do hereunto set my hand and seal, This the 25th day of April, 1931.
Julius W. ^{his} Stiles (seal)
mark

Signed, sealed, published and declared by the said Julius W. Stiles to be his last will and testament in the presence of us, who, at his request and in his presence and in the presence of each other, do subscribe our names as witnesses thereto.

J. D. Mallonee
R. A. Quenby
P. B. Gentry

Recorded July 6th, 1932.
J. E. Keener, C. S. C.