

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

A paper writing purporting to be the last Will and Testament of Martha S. Smith, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by A. B. Smith, one of the subscribing witnesses, and the execution thereof by the said Martha S. Smith is proved by the oath and examination of A. B. Smith and B. E. Robinson, the subscribing witnesses thereto, who being duly sworn, doth depose and say, and each for himself depose and saith, that he is a subscribing witness to the paper writing now shown him, purporting to be the last Will and Testament of Martha S. Smith, 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 24th day of August, 1927.

And this deponent further saith, that the said Martha S. Smith, 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. And this deponent further saith that at the same time when the said testatrix subscribed her name to the said last Will as aforesaid, and at the time of deponent's subscribing his name as attesting witness thereto, as aforesaid, the said Martha S. Smith 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 28th day of August, 1928;
 before me.

J. E. Kerner
 Deputy Clerk Superior Court.

A. B. Smith
 B. E. Robinson.

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 Martha S. Smith, deceased. Let said Will, together with the probate, be recorded and filed.

This 28th day of March, 1928.

P. B. Hyatt
 Clerk Superior Court.

The last will and testament of M. S. Smith, of Marble, N. C., Cherokee County, and signed by her hand this the 24th day of August, 1927.

Know all men by these presents: That I, Martha S. Smith, of Marble, Cherokee County, North Carolina, being of sound body and mind, do hereby make and subscribe this my last will and testament:

If, at my death, my daughter, Ossie Smith is living and unmarried, I want her to have all of my household, and all my interest in other properties, to dispose of as she sees fit.

Signed and sealed by me, the said Martha S. Smith, the 24th day of August, 1927.

Martha S. Smith (Seal)

Attest:

A. B. Smith
 B. E. Robinson Marble N. C.

Recorded and Filed
 March 29th, 1928.

J. E. Kerner,
 Deputy Clerk.