

North Carolina,
Cherokee County.

I, Robert F. Pierce, 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 executor, hereinafter named, shall give my body a decent 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 moneys which may come into his hands belonging to my estate.

Second, I give and bequeath to my son Jack Pierce and to my daughter Mrs. Sallie Pierce Dillingham, jointly, to be divided to themselves as they see fit, all household and kitchen furniture now possessed by me that was in my possession or belonged to me at the time of the death of my first wife and mother of said children.

Third. I give and bequeath to my son Jack Pierce, One Edison Phonograph; One automobile, "Kuff" 8"; My trunk and the content thereof; also, complete ^{including bed} bedstead, springs, mattress and sufficient cover and linen for warmth, same being now in the front bed room of my residence in Andrews.

Fourth. I have heretofore deeded to my beloved wife, Mattie, two houses and lots in Andrews, same being located on the corner of Main and Chestnut Streets, and being the residence now occupied by me and the lot adjoining, in satisfaction of her dower and third in all my lands, and I hereby reaffirm this settlement to her.

Fifth. I give and bequeath to my said beloved wife, all the household and kitchen furniture not otherwise disposed of above, with such other personal property as may properly belong to the household, also all the provisions on hand at the time of my death.

Sixth. I give and devise to my son, Jack Pierce, and his heirs, in fee simple, the house and land now being occupied by Robert Bowman, and being the same property where Joe McGuire formerly lived, and being further described as being the remainder of property now owned by me fronting on ^{Main} Street, west of property now owned by said Jack Pierce.

Seventh. I give and devise to my daughter, Mrs. Sallie Pierce Dillingham, in fee simple forever, and to her heirs and assigns two lots in the Town of Andrews, lying along side the southern edge of Main Street but fronting on Locust Street, and being further described as being that property now occupied as a residence by J. B. Ferber, said property containing 100 X 140 feet.

Eighth. I give and devise to my daughter, Mrs. Julia Bowman, and her heirs, in fee simple, one lot in the Town of Andrews, lying south of and adjoining the above willed real estate, said lot being 50 X 140 feet, fronting on Locust Street, ~~measuring one of Andrews, and being~~ the lot adjoining on the south the above devised lot, and is further described ^{and} being the other lot in the block from the corner of Main and Locust Streets.

Ninth. I give and devise to my daughter, Mrs. Sallie Pitt Rogers and her heirs, in fee simple, one lot 50 X 140 feet, fronting on Locust Street, in said Town of Andrews, and being the lot adjoining on the South the above ^{devised} lot, and is further described as being the fourth lot in the block from the corner of Main and Locust Streets.

Tenth. I give and devise to my daughter, Mrs. Nellie Hamilton, and to my son L. F. or Fox Pierce and their heirs, in fee simple, two lots, 50 X 140 feet each, and known as the Holland property, same being on the corner of Third and Chestnut Streets, in said Town of Andrews.

Eleventh. I hereby direct my executor, hereinafter named, to sell my property located on the corner of Fifth and Chestnut Streets, for such price as he can, using his best judgment in the matter. I leave this matter within

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his discretion. The proceeds of such sale to be used as hereinafter set forth.

Tenth. I hereby direct that any amount due me by the United States Government, as beneficiary of my son, Robert Piercy, who died during his service in the United States Army, during the World War, at the time of my death, be paid to my executor, hereinafter named, and disbursed as hereinafter provided.

Thirteenth. My will and desire is that all the residue of my estate (if any) after taking out the devises and legacies above mentioned, shall be sold by my executor or his successor, and debts owing to me be collected, and if there should be any surplus over and above the payment of debts, expenses and legacies, that such surplus be equally divided and paid over to my said wife and all my children in equal proportions, share and share alike.

Fourteenth. I hereby constitute and appoint my son, Jack Piercy, without bond, my lawful executor to all intent and purports, 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 Robert F. Piercy, do hereunto set my hand and seal, this 22nd day of January, 1933.

Robert F. Piercy (Seal)

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

Clayde H. Garrett
Lee Watkins

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

A paper writing purporting to be the last Will and Testament of Robert F. Piercy, deceased, is exhibited before me, the undersigned, clerk of the Superior Court for said county, by Jack Piercy, the executor therein mentioned, and the due execution thereof by the said Robert F. Piercy is proved by the oath and examination of Clayde H. Garrett and Lee Watkins, 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 Robert F. Piercy; that the said Robert F. Piercy, in the presence of their deponent, subscribed his name at the end of said paper writing, which is now shown as aforesaid, and which bears date of the 22nd day of January, 1933.

And this Deponent further saith, that the said Robert F. Piercy 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 the deponent subscribing his name as an attesting witness thereto, as aforesaid, the said Robert F. Piercy 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 5th day of
July, 1933, before me.
J.E. Keener,
Clerk Superior Court.

Leide H. Garrett
Lee Watkins

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

It is therefore considered and adjudged by the Court
that the said proper writing and every part thereof
is the last Will and Testament of Robert F. Piercy,
deceased. Let said Will, together with the probate,
be recorded and filed.

This 5th day of July, 1933.

J.E. Keener,
Clerk Superior Court.

Recorded and filed July 5, 1933.

North Carolina,
Cherokee County.

I, Leland O. Caldwell, 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 executor, hereinafter named, shall
give my body a decent 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 moneys which may come into his
hands belonging to my estate.

Second. I give and devise to my son, Robert
Harold, all interest that I may have in and to a
certain tract of land in Perry County, Pennsylvania,
same being one third interest in the Caldwell Home
Place.

Third. I give, devise and bequeath to my beloved
wife, Lucy, all my property, not above devised, both
real and personal, to do with as she desires.

Fourth. I hereby constitute and appoint my
trustworthy friend, George B. Hoblitzell, my lawful executor,
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, said executor to serve without bond--hereby
revoking and declaring utterly void all other wills
and Testaments by me heretofore made.

In Witness Whereof, I, the said Leland O. Caldwell,
do hereunto set my hand and seal, this 22nd day of May,
1933.

Leland O. Caldwell (Seal)

Signed, Sealed, published and declared by the said
Leland O. Caldwell, 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