

information or belief of this deponent; And further these deponents say not.

Solemnly sworn and subscribed,
this 16th day of December,
1929, before me.
P. C. Hyatt,
Clerk Superior Court.

J. S. Whitaker
H. M. Whitaker

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 S. D. Whitaker deceased. Let said Will, together with the probate, be recorded and filed.
This 16th day of December, 1929.

P. C. Hyatt
Clerk Superior Court.

State of North Carolina, Cherokee County.

I, Stephen D. Whitaker, being of sound mind, but considering the uncertainty of my earthly existence, do make and declare this my last will and testament.

First: My executors hereinafter named shall give my body a decent burial, and place a monument to my grave suitable to the wishes of my relatives and friends, and pay all of my funeral expenses, together with all of my just debts, if any, out of the first money coming into their hands belonging to my estate.

Second: I give and devise unto my beloved wife Catherine S. Whitaker, all of my personal property, including money on hand, money in Banks, certificates of deposits, notes, accounts or other evidence of indebtedness due or becoming due to my estate; also the interest accruing on Eight Thousand Dollars in government bonds now in possession of and registered with the Treasury Department of the United States, reserving however the principle of said bonds to be disbursed by my said executors as hereinbefore provided. Also all of the rents accruing from the rents of all of the real estate that I may be possessed of at the time of my death, together with all of my household and kitchen effects. All of said properties to be held by my said beloved wife Catherine S. Whitaker, to be used by her individual and personal estate for her maintenance and support as she may elect during her natural life, and at her death to be disbursed by my said executors herein-after named according to the true intent and meaning as herein set forth, after having first paid all of her funeral expenses and cost of a monument to her grave, the same to be in harmony and keeping with monument placed at my grave.

Third: I give and devise to my son Austin Whitaker, the sum of One Thousand Dollars, to be paid out of the net proceeds of the bonds heretofore mentioned, the same to be paid immediately upon receipt of the same from the United States Government.

Fourth: I give and devise to my son Victor Whitaker, the sum of One Thousand Dollars, to be paid out of the net proceeds of the bonds heretofore mentioned, the same to be paid immediately upon receipt of the same from the United States Government.

Fifth: I give and devise to my daughter Caroline Pulliam the sum of Twelve Hundred Dollars, to be paid out of the net proceeds of the bonds heretofore mentioned, the same to be paid immediately upon receipt of the same from the United States Government. It being my will and request that my said daughter Caroline Pulliam, shall have and receive out of my estate the sum of Two Hundred Dollars more than either of my other three children for the reason that she failed to receive an equal portion of the proceeds of my father's estate at the time the same was divided with my said children.

Sixth: I give and devise to my daughter Adeline Adams, the sum of One thousand Dollars, to be paid out of the net proceeds of the bonds heretofore mentioned, the same to be paid immediately upon the receipt of same from the United States Government.

Seventh: I give and devise to my Grandson, Gudge Adams, the sum of Eight Hundred Dollars, to be paid out of the net proceeds of the bonds heretofore mentioned, the same to be paid immediately upon receipt of the same from the United States Government. It being my will and request that my Grandson the said Gudge Adams, shall have this amount out of my estate for the purpose of reimbursing him for his faithful services while living with me during his minority.

Eighth: It is my will and request that my executors hereinafter named shall hold in trust the remainder Three Thousand Dollars, accruing from the aforesaid Government bonds, to be used for the support and maintenance of my beloved wife Catherine E. Whitaker, provided her income and means are insufficient to provide for her a comfortable support as otherwise herein provided; and at her death to equally divide such a sum of the Three Thousand Dollars, together with all other personal property of each and every kind (except the household and kitchen furniture) belonging to my estate as follows to wit: One eighth each to my eight grand children, Galush Pulliam, Elizabeth Davis, Decator Pulliam, John Pulliam, Gudge Adams, Lewis Adams, Lionel Adams, and Stephen Adams.

Ninth: It is my will and request that at the death of the death of my beloved wife Catherine E. Whitaker, that my executors hereinafter named shall

equally divide all of my household and kitchen furniture according to its true value in money between my two daughters Caroline Pulliam and Adeline Adams.

Tenth: It is my purpose and intent to dispose of all of my real estate during my natural life by executing deeds in fee simple to whomsoever I may elect, said deeds to be held in trust by my said executors hereinafter named, and be delivered by them to the grantee at the time of the death of my beloved wife Catherine E. Whitaker; but if for any cause I should fail to execute said deeds as herein provided; it is my will and request that all real estate belonging to my estate at the time of the death of my beloved wife Catherine E. Whitaker, shall be equally divided according to its true money value between my eight grand children to wit, Galush Pulliam, Elizabeth Davis, Decator Pulliam, John Pulliam, Gudge Adams, Lewis Adams, Lionel Adams and Stephen Adams.

Eleventh: I hereby constitute and appoint my trusted Grandsons, Galush Pulliam and Lionel Adams, jointly and severally to act as my lawful executors, to all intents and purposes to execute this my last will and testament, according to its true intent and meaning of the same, and every part thereof, hereby declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof, I have hereunto set my hand and seal, this the 18 day of Nov. 1926.

S. D. Whitaker Seal

Witness.

H. M. Whitaker,

G. L. Whitaker,