

The Ware House property on the L. & N. Railroad and the Lot adjoining the Regal Hotel Property; and it is my will and desire that all of the residue of my property, both real and personal of every kind and description wheresoever situate, whether mentioned in paragraph two and three of this will or not, go to my said beloved wife, Tommie L. Fair, and her heirs and assigns in fee simple, and I hereby give and devise all of my said property of every kind and description to my said beloved wife, Tommie L. Fair, and her heirs and assigns in fee simple, except my gold watch which I give to my grand son William Mercer Fair, Jr. when he is 21 years old.

Fifth I hereby constitute and appoint my beloved wife, Tommie L. Fair, 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 hereof - hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof, I, the said John E. Fair, do hereunto set my hand and seal, this the 9th day of May, A.D. 1920,

Signed, sealed, published and declared by the said John E. Fair, 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.

W. P. Odon
J. E. Keener
J. D. Wallonee

Recorded and filed March 30th 1921.
J. E. Keener & Co.

North Carolina.
Superior Court,

Cherokee County,
Before the Clerk,

In the matter of the Last Will and Testament of William Henry Griffiths:

A paper writing purporting to be the Last Will and Testament of William Henry Griffiths, who died Dec. 30, 1920, bearing date of January 10, 1908, is exhibited before the undersigned Clerk of the Superior of Cherokee County, on the 16th day of April 1921 by Geo. J. Griffiths, the executor therein named; and thereupon comes Marshall W. Bell, one of the subscribing witnesses to said paper writing, and makes and subscribes the following affidavit:

"Marshall W. Bell, being duly sworn, says that he is one of the subscribing witnesses to the paper now shown to him and which bears date of January 10, 1908 and purports to be signed and sealed by William Henry Griffiths, as maker and to be signed by Marshall W. Bell and John W. Ford, as witnesses, that affiant drew said paper writing at the request of said William Henry Griffiths, and saw said William Henry Griffiths sign his name at the bottom of said paper writing with the word "Seal thereto," ~~attached~~ which was done by him in affiant's presence and in the presence of the other witness to said paper writing, the said John W. Ford; that thereupon the said William Henry Griffiths stated that said paper writing was his Will to affiant and John W. Ford, in the presence of each other and requested affiant and said Ford to sign their names thereto as witnesses; and at the request of the said William Henry Griffiths, and in his presence, and in the presence of each other, affiant and said John W. Ford signed their names to said paper writing as

witnesses on the 10th day of January 1921,
that said John W. Ford is dead.

Marshall W. Bell

Subscribed and sworn to before me this
April 16, 1921.

A. L. Johnson
Clerk Superior Court.

And thereupon, on said day, said paper writing
is exhibited to L. E. Bayless, J. J. Mauney and Dot
M. Cooper, who being duly sworn do say,
and each for himself, and herself doth say:

Affiant was acquainted with John W. Ford,
one of the subscribing witnesses, to the paper
writing now shown to affiant, bearing
date of January 10, 1908, and that said John
W. Ford is dead; that affiant is well acqu-
ainted with the handwriting of said John W. Ford
and has often seen him write; that his
signature as witness to said paper writing
as a witness thereto is in the genuine
and proper handwriting of said John W.
Ford, and is his genuine signature as
affiant well know.

That affiant was acquainted with William
Henry Griffiths, maker of the said paper
writing, and who is dead, and knows
his handwriting and has often seen him
write; that the signature to the said
paper writing as maker thereof is in
the genuine handwriting of said William
Henry Griffiths, as affiant well knows and
verily believes.

Subscribed and sworn to before
me this April 16, 1921

A. L. Johnson
Clerk Superior Court

L. E. Bayless
Mrs. Dot M. Cooper
J. J. Mauney

And thereupon the court makes the

following order in respect to the said paper
writing, upon the foregoing proofs, to-wit:

North Carolina,
Superior Court,

Cherokee County,
Before the Clerk.

In the matter of the Last Will and Testament
of William Henry Griffiths:

Order.

It is therefore ordered and adjudged by the Court
that the foregoing paper writing, and every part thereof,
is the Last Will and Testament of William Henry
Griffiths; and it is further ordered by the Court
that said Last Will and Testament be, and the same is
hereby admitted to record and is ordered to be spread
upon the record of Wills in the office of the
Clerk of the Superior Court for Cherokee County,
with the proofs thereof.

It is further ordered that Eva J. Griffiths, the
Executrix named in said Last Will and Testa-
ment be allowed to qualify as provided by law
as Executrix of said William Henry Griffiths.

Done in open Court at Murphy, on the County
of Cherokee and State of North Carolina, this the
16th day of April 1921: witness my hand and
seal.

A. L. Johnson
Clerk Superior Court.

North Carolina,

Cherokee County

IN THE NAME OF GOD, AMEN.

I, William Henry Griffiths, of the County
of Cherokee and State of North Carolina,
being of sound ~~mind~~ and disposing mind,
memory and understanding, but realizing
the uncertainty of life, and desiring to make
legal disposition of my earthly effects, do

make, publish and declare this My Last Will and Testament: to wit:

(1).

I devise and bequeath to my beloved wife, Eva Jane Griffiths, all of my property, real, personal and mixed, of whatsoever kind and wheresoever situate, to her and her heirs forever.

(2).

I hereby nominate, constitute and appoint my said wife, Eva Jane Griffiths, the Executrix of this My Last Will and Testament, and direct that she be permitted to qualify and serve as such without any bond being required of her in that behalf, or on account of my estate.

In Testimony Whereof, I have hereunto set my hand and affixed my seal, in the presence of the witnesses, who sign below, on this the 10th day of January 1908.

William Henry Griffiths (Seal).

Signed, sealed, published and declared by William Henry Griffiths 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 hereunto subscribe our names as witnesses. This the 10th day of January 1908.

Marshall W. Bell
John W. Ford

Recorded April 30, 1921.
J. E. Keener,
Deputy C. S. C.

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

A paper writing purporting to be the Last Will and Testament of Daniel L. Holland deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by John W. Walker the executor therein mentioned, and the due execution thereof by the said Daniel L. Holland, by the oath and examination of D. S. Russell and B. M. Keagan 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 Daniel L. Holland; that said Daniel L. Holland 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 10th day of April 1918.

And the Deponent further saith, That the said Daniel L. Holland 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 an attesting witness, witness thereto,