

North Carolina.
Cherokee County.

In the Superior Court,
Before the Clerk.

A paper writing purporting to be the last Will and Testament of James Radford, deceased, is exhibited before me, the undersigned clerk of the Superior Court for said County, by W. R. Radford, and the due execution thereof by the said James Radford is proved by the oath and examination of J. L. Roberts and R. L. Hampton, two of the subscribing witnesses thereto, who, being duly sworn, 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 James Radford, that the said James Radford, in the presence of this deponent subscribed his name at the end of said paper writing now shown as aforesaid, and which bears date of May the 10th 1910.

And deponent further saith that the said James Radford, 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 thereon 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 said time when the said testator subscribed his name to the said last Will and Testament as afore said, and at the time of the deponent subscribing his name as attesting witness thereto, as aforesaid, the said James Radford 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.

J. L. Roberts Seal
R. L. Hampton Seal

Severally subscribed and sworn to before me,
the 6th day of Feby. 1911.

A. A. Tain
Clerk Superior Court.

North Carolina. Cherokee County.

It is therefore considered and adjudged by the Court that the said paper writing, and in every part thereof, is the last Will and Testament of James Radford, deceased, and the same with the foregoing examination and this certificate are ordered to be registered and filed. This the 6th day of February 1911.

A. A. Tain
Clerk Superior Court.

North Carolina. Cherokee County.

I, James Radford, 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) I give and devise to my beloved wife, M. J. Radford all my real and personal property during her lifetime to have full control of all my earthly possessions and at her death to be divided as follows.

(Second) I give and devise to my two oldest sons, Joseph and Lum Radford, and their heirs in fee simple the tract of land on which I now reside, known as the home place, also a 31 acre entry adjoining the lands of J. H. Hampton and others.

(Third) I give and devise to my youngest son R. J. Radford, a certain tract of land in Beaverdam Township Cherokee County adjoining the lands of W. R. Radford and others, known as The Cobb place, containing 123 acres more or less.

(Fourth) I give and bequeath to my daughter, Mary Seibel, Wife of J. W. Tain

one tract of land in Beaverdam Township
Cherokee County, adjoining the lands of
Bozard, containing 100 acres. known as
the Mountain Tract of land.

(Gift) any and all property left at the
death of my wife M. J. Radford, shall
be sold and divided equally among all
my children share and share alike.

(Sixt) I hereby constitute and appoint
my trusty friend J. P. Davidson 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. hereby revoking
and declaring utterly void all other
Wills and Testaments by me heretofore
made.

In witness whereof, I the said James
Radford do hereunto set my hand and
seal This 10th day May 1910.

James ^{his} Radford (Seal)
mark

Signed sealed published and declared
by the said James Radford 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. P. Davidson
J. L. Roberts
R. L. Hampton.

North Carolina -- Cherokee County.

I, W. P. Martin, of said state and county,
being of sound and disposing mind and
memory, do make this my last will and
testament:

Item first -- I give, bequeath and devise
to my wife, Catherine Martin, the
following property, to-wit: All the rents
and income that may be derived from all
the realty that I may die possessed of,
and she is to see that the taxes on said
realty is paid, during her natural life.
I give, bequeath and devise to my wife,
Catherine Martin, all the personal property
that I may die possessed of, free from all
charge or limitation whatever, to her
own proper use, benefit and behoof.

Item second -- If said rents, income and
personal property fail to support my said
wife, Catherine Martin, according to her
circumstances, it shall be with the
executor of this will to sell such of the
realty as he deems best for the support
of my said wife, Catherine Martin.
Said property shall not be sold for any
other purpose during her natural life.

This bequest is made to my said wife
in lieu of her whole dower.

Item third -- It is my will and purpose
that all of my children shall share alike
in all the property both real and personal,
except B. L. Martin my oldest son. Whose
part shall be applied to a note made to
his sister, Lillie A. Martin, some twelve or
fourteen years ago. If his part more than
pays the note and interest on the same then
he shall have the remainder of his part.

Item fourth -- The executor of this will
has the power granted to him to sell any
or all the property both real and personal
after the notice has been given to the
living heirs by mail. Said property may