

Highth Carolina }  
Cherokee County }

In the name of God amen:  
I Jessie R. Staleup now being in my sound  
and proper mind do make this my last  
will and testament that after all my just  
debts shall have been paid, I will to my  
three sons to wit:

James R. Staleup, Shady Staleup and Wayd  
J. Staleup, all my real estate situate in the  
county of Cherokee and state of North  
Carolina, being described as follows to wit:  
tract No. 102 in the third district known as  
the Jacob Smiser farm containing two hundred  
and twenty-two acres; also tract No. 5058  
in the aforesaid county and state third distri-  
ct known as the G. S. Monieck lands con-  
taining eighty acres; also tract No. 7205  
situate in the county of Macon and state of  
North Carolina containing one hundred acres  
all of which the seats and bounds of the  
above described lands doth fully appear in  
the grants and for the love and good will  
that I bear to my said sons and heirs in  
common and other valuable considerations  
herein after mentioned do hereby will, Grant and  
convey and confer unto the said sons and  
heirs all and singular the above described  
lands with all the appurtenances thereto  
belonging and all my personal property to wit:  
one house, four head of cattle farming im-  
plements house hold and kitchen furniture I  
will to my son Shady R. Staleup upon the convec-  
ration and special trust that the Shady R. Staleup  
shall provide food and raiment for myself and  
my wife Adeline suitable to our age and to  
furnish me same during our natural life  
and pay all our funeral expenses or cause the same to  
be done and paid and for the further consideration  
and special trust the said James R. Staleup and  
Henry L. Staleup shall pay at my death two  
hundred dollars each making the total of six  
hundred dollars to my other heirs to wit:

Mary Amanda Staleup, Chas. T. Staleup, Sarah  
A. Staleup, George W. Staleup, John W. Staleup and  
Nancy C. Robinson, for witness whereof I have  
set my hand and seal on this the 5th day of  
April, A.D. 1893. Signed and sealed in the presence  
of J. W. Green J. L. Chastain witness. Jessie R. Staleup  
J. L. Chastain witness.

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

A paper purporting to be the last Will and  
Testament of Jessie R. Staleup deceased, was exhibited before me  
the undersigned, Clerk of the Superior Court for said  
County, by Chastain, one of the subscribing witness  
therin mentioned, and he avers execution thereof by the said  
Jessie R. Staleup by oath and examination of J. L. Chastain  
and J. W. Green the subscribing witness above; who being  
 duly sworn, each upon his say, each for himself affirms  
and saith, that he is a subscribing witness thereto to the  
paper writing wherein herein, purporting to be the last  
Will and Testament of Jessie R. Staleup that the said Jessie  
R. Staleup 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 5th day of April,  
1893.

And the deponent further saith, that the said Jessie  
R. Staleup the testator aforesaid, was at the time of sub-  
scribing his name as aforesaid aforesaid to the said paper  
writing as subscriber by him and affixed to be his last  
Will and Testament, and this deponent aforesaid  
subscribed 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 aforesaid,  
and at the time of the deponent's subscribing his name  
as an attesting witness thereto, as aforesaid, the said Jessie R.  
Staleup was of sound mind and memory, of full age to execute  
a will and was not under any influence, to the knowledge,  
information or belief of this deponent: And further  
these deponents say, now, J. L. Chastain.  
Sworn, sworn and exhibited, J. W. Green.  
this 4th day of June 1893, before me,  
W. H. Lingard, Clerk Superior Court.

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

It is therefore considered and adjudged by the Court  
that the said paper writing and writing part thereof in the last  
Will and Testament of Jesse R. Staton, deceased.  
Let the said Will, together with the probate, be  
recorded and filed.

This 4 day of June 1899.

W. Lovingood,  
C. S. C.

In the Superior Court  
State of North Carolina and the  
County of Cherokee.

On the fourth day of June being the year of our Lord one thousand eight hundred and ninety nine, I, W. Lovingood, Sheriff of Cherokee County, State of North Carolina, having been appointed by the Clerk of the Superior Court of Cherokee County, State of North Carolina, to execute the process of the Sheriff of Cherokee County, State of North Carolina, in the cause of the Plaintiff vs. the Defendants, in the Superior Court of Cherokee County, State of North Carolina, and having received the following writ:

To the Sheriff of Cherokee County, State of North Carolina, you are hereby directed to serve the Plaintiff, in the Superior Court of Cherokee County, State of North Carolina, with the following writ and figures on page 154 exec-

This Oct. 20-1899  
W. Lovingood  
Cherokee County Sheriff