

North Carolina
 Cherokee County In the Superior Court.
 Before the Clerk

In the matter of the Will of Martha A. Meroney,
 deceased.

The paper writing hereto attached and purporting
 to be the last Will and testament of Martha A. Meroney,
 deceased, is exhibited before the undersigned, Clerk of
 the Superior Court of Cherokee County, North Carolina
 by R. B. John S. Meroney, the executor therein named,
 and thereupon the following proof is taken by
 the oath and examination of J. D. McAllam
 and M. K. Fawcett, the subscribing witnesses hereto,
 as follows:

North Carolina, Cherokee County. J. D. McAllam
 and M. K. Fawcett being duly sworn, depose and
 say, and each for themselves depose and say,
 that they are subscribing witnesses to the said
 paper writing now shown them, purporting to
 be the last Will and testament of Martha A.
 Meroney, deceased, and that they saw her execute
 this writing as her last Will and testament, and
 that affiants attested it in the presence and at the
 request of said Martha A. Meroney, deceased, and
 that at the time of its execution said Martha A.
 Meroney was, in affiant's opinion, of sound mind
 and disposing memory.

(Signed) J. D. McAllam
 M. K. Fawcett

Personally subscribed and sworn to before me
 This 13th day of January 1914.

Attest
 Clerk Superior Court Cherokee County.
 And thereupon it is considered and adjudged by the
 Court that the said paper writing and every part thereof
 is the last Will and testament of Martha A. Meroney,
 deceased, and it is ordered that the same, with the
 foregoing examination and this certificate, be
 recorded and filed.

This 13th day of January 1914.

A. H. Fair
 Clerk Superior Court

North Carolina
 Cherokee County I, Martha A. Meroney, of the
 of said County and State, being of sound
 mind, but considering the uncertainty of my earthly
 existence, and having hereupon conveyed certain property
 in the town of Murphy to my daughter Florence S. Porter
 and having conveyed certain property in the town of Murphy
 to my daughter Lula Luddersmith: and having conveyed to
 my son R. B. Meroney, a part of the Saur John farm
 and having conveyed to my son W. H. Meroney the
 remainder of the Saur John farm, and having conveyed
 to my daughter Berrie M. Crooks my home place and
 other property in the town of Murphy, and wishing
 to dispose of the remainder of my property, I do make
 and declare this my last Will and testament:

First,

my executor, herein after named, shall give my
 body a decent burial, suitable to the wishes of my
 friends and relations, and pay all funeral expenses,
 together with all just debts out of the first money
 which may come into their hands belonging to my estate.
 I give and devise to my son John S. Meroney, and
 his heirs in fee simple, upon his paying to my
 daughter Florence S. Porter One thousand dollars, and
 to my daughter Lula Luddersmith Five hundred dollars.
 The Betty Welch farm on Valley River, in Cherokee
 County, North Carolina, containing about three hundred
 fifteen acres, if being the old home tract of
 Elizabeth Welch and the mill tract not including
 the timber on said tract bought from J. W. Casper.
 It is my will and desire that my daughter Florence
 S. Porter have One thousand dollars to be paid by my
 son John S. Meroney out of the Betty Welch farm
 as above set out.

Second,

Third,

Fourth,

It is my Will and desire that my daughter Lula
 Luddersmith have One thousand dollars, Five hundred
 dollars of which is to be paid by my son John
 S. Meroney out of the Betty Welch farm as above
 set out, and Five hundred dollars of which is to
 be paid by my son R. B. Meroney. The amount
 due on the land conveyed by me to him as set
 forth in the deed made to him.
 I will and devise that my heirs, executors and
 administrators be equally divided between my son

Fifth,

Sixth,

Seventh,

Eighth,

W.H. Meroney and my daughter Bessie M. Crooks
I give and devise to my son B.B. Meroney
a claim against the Eastern Band of Cherokee Indians
arising to me by my brother Lloyd R. Welch.

My will and desire is that all the residue of
my estate, if any after taking out the debts
and legacies above mentioned, shall be paid by
my executor, or their successors, and the debt-
owing to me collected, and if there should be any
surplus over and above the payments of debts,
expenses and legacies, that such surplus shall
be equally divided and paid over to my children
Florence S. Parker, B.B. Meroney, Lula Sudduth, John
S. Meroney, W.H. Meroney and Bessie M. Crooks.

I hereby constitute and appoint my sons
B.B. Meroney and John S. Meroney my lawful
executors 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 Martha A.
Meroney do hereunto set my hand and seal
this the 13th day of May, 1912.

Martha A. Meroney (suo)

Signed, sealed, published
and declared by the said Martha A. Meroney to
be her last will and testament, in the presence
of us, who at her request and in her presence
and in the presence of each other, do subscribe
our names as witnesses thereto.

J. D. McNamee
W. H. Farrow