

North Carolina,

Gaston County.

I, John F. Wilson, of the afore-said County and State, being of sound mind, but considering the uncertainty of life, do make, declare and publish this my last will and testament.

First. My Executor hereinafter named shall give my body a decent burial suitable to the wishes of my friends and relatives, and pay all funeral expenses, together with all my just debts, out of the first moneys which may come into his hands belonging to my estate.

Second. It is my will and I hereby authorize my executor hereinafter named, to inclose my burial lot in the Gastonia Cemetery with an iron fence, and to erect on said lot a granite monument to contain a memorial to myself and other members of my family buried there, and that he dispose of the small marble monument now on my burial lot in such manner and on such terms as shall seem best to him.

Third. I give and bequeath to my beloved wife, Alice A. Wilson, absolutely all my household and kitchen furniture of every description in lieu of any widow's years allowance.

Fourth. I give and bequeath to my beloved wife Alice A. Wilson, absolutely to her own use, the dividends, annual or semi-annual, as they are declared and paid, on three thousand (3000) dollars of stock in the Cherokee Falls Mfg. Compa-

the dividends, annual or semi-annual, as they are declared and paid, on three thousand (3000) dollars of stock in the Cherokee Falls Mfg. Company of Cherokee County, South Carolina, the said dividends to be paid to her during the term of her natural life.

Fifth. I give and bequeath to my beloved wife Alice A. Wilson, during her natural life, my house and lot on Franklin Avenue, in the town of Gastonia, Gaston County, N.C. adjoining the lands of Wm. Gallant, O.M. Boyd and others, in lieu of any dower in any and all lands of which I may die seized and possessed at the death of my wife, it is my will that the said house and lot descend to my heirs at law in like manner and in such shares as if I had died intestate.

Sixth. It is my will, and I hereby authorize, empower and direct my Executor hereinafter named, to sell my farm situated on the waters of "Crowders Creek" and "Little Mill Creek", in Gaston County, N.C. adjoining the lands of H.F. Forbes, the estate of Wm.M. Wilson, deceased, James Hill, W.D. Glenn and others, containing two hundred and thirty two and one half (232 1/2) acres, as soon as it can be profitably done and in such manner and in such terms as he shall deem best. Of the money arising from said sales he shall use as much as is necessary, if any shall be necessary, in the payment of my debts and the costs of executing this my last will and testament; and the residue he shall pay to my heirs at law in such shares as the land would have descended if it had not been sold, and if I had died intestate.

Seventh. All the residue of my ~~personal~~ estate, real, personal and mixed, after paying the specific legacies mentioned in the foregoing items, I will to be sold by my Executor and to be by him divided among all my heirs at law and next of kin in like manner and in such shares as it would have descended and been divided if I had died intestate.

Eighth. I hereby appoint Rufus P. Roberts trustee for my wife Alice A. Wilson, for the purpose of carrying out the provisions of item "Fourth" of this will; and to the said Rufus P. Roberts, Trustee, I give and bequeath the \$3000 of stock mentioned in said Fourth item, to hold in trust during the term of her natural life, and to pay to her as often as they are declared and ordered paid by the said "Cherokee Falls Mfg. Company", all dividends accruing on the said \$3000 of stock so long as she shall live; and at her death the said stock shall revert to my estate and be distributed as if I had died intestate.

In the event of the death of Rufus P. Roberts before the death of my wife, Alice A. Wilson, then it is my will and I hereby constitute and appoint the successor to the said Rufus P. Roberts, in his office of Secretary and Treasurer of the "Cherokee Falls Mfg. Company", trustee for the purposes herein mentioned.

Ninth. I hereby constitute and appoint my trusted friend Samuel N. Boyce

and be distributed as if I had died intestate.

In the event of the death of Rufus P. Roberts before the death of my wife, Alice A. Wilson, then it is my will and I hereby constitute and appoint the successor to the said Rufus P. Roberts, in his office of Secretary and Treasurer of the "Cherokee Falls Mfg. Company," trustee for the purposes herein mentioned.

Ninth. I hereby constitute and appoint my trusted friend Samuel N. Boyce of Gastonia, N. C. 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 John F. Wilson, do hereunto set my hand and seal this 3rd day of August, 1903.

John F. Wilson.

Signed, sealed, published and declared by the said John F. Wilson, to be his last will and testament in the presence of us, who, at his request, and in his presence, do subscribe our names as witnesses thereto.

J. D. Moore

R. B. Wilson.

State of North Carolina,

In the Superior Court.

Gaston County.

In the Matter of the last will of John F. Wilson,

It appearing to the court by the oath and examination of J. D. Moore and R. B. Wilson, the subscribing witnesses thereto, that the paper writing propounded by the Executor therein named, is the last will and testament of John F. Wilson and that the same was duly executed by said John F. Wilson in the presence of said witnesses and that at the time of signing the same the said John F. Wilson was of sound mind. It is thereupon adjudged that the said paper writing be admitted to probate as the last will and testament of the said John F. Wilson and the Executor therein named qualify as such.

This the 8th day of July, 1904.

C. C. Cornwell, Clerk Superior Court.

North Carolina,

Gaston County.

I, John F. Wilson, of Gaston County and State of North Carolina, being of sound and disposing mind, do make and publish this my last will and testament:

North Carolina,
Gaston County.

I, John F. Wilson, of Gaston County and State of North Carolina, being of sound and disposing mind, do make and publish this my last will and testament:

Item 1. It is my will that all my just debts be paid and that my body be buried in a manner suitable to my station in life.

Item 2. I give and bequeath to my beloved wife, Alice Wilson, all my property both real and personal, of which I may die possessed.

Item 3. I hereby appoint my friend R.B. Wilson my true and lawful Executor to execute this my last will and testament according to the true intent thereof.

In Witness whereof I, the said John F. Wilson, do hereunto set my hand and seal this 11th day of June, 1904.

John F. Wilson
his mark

Signed, sealed, published and declared by the said John F. Wilson 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.

Gallant

State of North Carolina,)

) ss.

In the Superior Court.

Gaston County.)

A paper purporting to be the last will and testament of John F. Wilson, deceased, is exhibited before me, the undersigned Clerk of the Superior Court for said County, by R.B. Wilson, the executor therein mentioned, and the due execution thereof by the said John F. Wilson by the oath and examination of Bess Gallant, one of the subscribing witnesses thereto; who being duly sworn, doth depose and say that she is a subscribing witness to the paper writing now shown her, purporting to be the last Will and Testament of John F. Wilson, that the said John F. Wilson 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 11th day of June, 1904.

And the deponent further saith that the said John F. Wilson, 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 her 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 testator sub-

and at the request and in the presence of said testator. And this deponent further saith that at the same time when the testator subscribed his name to the said last Will as aforesaid, and at the time of the deponent's subscribing her name as an attesting witness thereto, as aforesaid, the said John F. Wilson 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 this deponent says not.

Bess Gallant.

Severally sworn and subscribed this 24th day of June, 1904, before me.

C. C. Cornwell, Clerk Superior Court.

State of North Carolina,
County of Gaston.

In the Superior Court,
Before the Clerk.

In the Matter of the Will and testament of John F. Wilson, deceased,
Evidence of Sadie Bulla bearing upon the probate of said Will and Testament.

A paper writing exhibited to witness after she was duly sworn and asked if she signed same by Clerk of Superior Court.

The Questions and answers as follows:

Did you witness the paper writing exhibited to you dated the 11th day of June, 1904, purporting to be the will and testament of John F. Wilson?

Ans. I did.

Q. Did you know at the time you witnessed this paper that it was the Will and Testament of John F. Wilson?

Ans. I did not. It was not explained to me. I was asked to sign the same by R. B. Wilson.

Q. Was Miss Bessie Gallant, the other witness to this paper, present at the time you signed as a witness?

Ans. She was not.

Q. Did you sign the same in the presence of said J. F. Wilson?

Ans. John F. Wilson was not present. His wife, Mrs. John F. Wilson requested me to go into another room and sign the paper.

Q. Did the said John F. Wilson request you to sign this paper?

Ans. He did not.

Q. State how the cross mark, which purports to be the mark of Mr. John F. Wilson to said paper, was made?

Ans. I was asked by R. B. Wilson to help him make his mark. I placed the pen between the said J. F. Wilson's fingers and made the mark for him by moving his fingers.

Q. Did the said John F. Wilson appear to understand what you were doing?

fingers.

Q. Did the said John F. Wilson appear to understand what you were doing?

Ans. He did not. His mind was wandering.

Q. Who was present at the time the mark was made?

Ans. Mrs. Wilson, his wife, Miss Bessie Gallant and R. B. Wilson.

Q. Did the said John F. Wilson declare the said paper writing, upon which said mark was made, and which you witnessed, to be his last will and testament?

Ans. He did not. He said nothing about the said paper writing.

Q. Was the said John F. Wilson, at the time the said mark was made to the said paper writing, of sound mind and memory?

Ans. He was not.

Q. Did you hear the said paper writing read to the said John F. Wilson, or did you see him read the same before, or at the time, the said mark was made?

Ans. It was not read to him and I did not see him read it. There was a paper read to Mr. Wilson a short time before but it was not this paper writing, and I told R. B. Wilson while he was reading the paper writing to Mr. Wilson to please not read it that he was not understanding it. I was a trained nurse and had charge of this patient and the attending physician had requested me to keep the patient quiet.

(Miss) Sadie Bulla.

Sworn and subscribed to before me, this the 8th day of July, 1904.

C.C. Cornwell, Clerk Superior Court.

per E.L. Wilson deputy C.S.C.

I certify that the foregoing evidence was this day taken by me upon the probate of a paper writing dated June 11, 1904, purporting to be the last will and testament of John F. Wilson, deceased.

This July 8, 1904.

E.L. Wilson, Deputy Clerk Superior Court.

State of North Carolina,

In the Superior Court.

County of Gaston.

In the Matter of the last will of John F. Wilson:

It appearing to the court by the oath and examination of Sadie Bulla, one of the subscribing witnesses to said will, that the paper writing propounded by the executor is not the last will and testament of John F. Wilson, and that the same was not duly executed by said John F. Wilson in the presence of said witness, and that said will was made without his knowledge or request, and at the time of making his mark at the end of said instrument, he was not of sound mind.

It is there^{upon} ~~by~~ adjudged that the said paper writing be not admitted

This July 8, 1904.

E. L. Wilson, Deputy Clerk Superior Court.

State of North Carolina,

In the Superior Court.

County of Gaston.

In the Matter of the last will of John F. Wilson:

It appearing to the court by the oath and examination of Sadie Bullay, one of the subscribing witnesses to said will, that the paper writing propounded by the executor is not the last will and testament of John F. Wilson, and that the same was not duly executed by said John F. Wilson in the presence of said witness, and that said will was made without his knowledge or request, and at the time of making his mark at the end of said instrument, he was not of sound mind.

It is there^{upon} ~~re~~ adjudged that the said paper writing be not admitted to probate, and that it is not the last will and testament of the said John F. Wilson.

This July 8th, 1904.

C. C. Cornwell, Clerk Superior Court.