

which is now shown as aforesaid, and which bore date of the 15 day of Sept, 1905.

And the Depo^{nt} further saith, That the said Thomas Griggard the testatrix aforesaid, did at the time of subscribing her name as aforesaid declare the said paper writing to subscribed by her, and exhibited to her her last Will and Testament, and this Depo^{nt} 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 testatrix. And this Depo^{nt} further saith, that at the same time when the said testatrix subscribed her name to the said last Will aforesaid, and at the time of the Depo^{nt} subscribing his name as an attesting witness thereto, as aforesaid, the said Thomas Griggard was of sound mind and memory, of full age, and under a Will, and was not under any restraint, to the knowledge, information or belief of this Depo^{nt}. And further this Depo^{nt} says, that

E. D. F. Lee

S. A. Philips

have sworn and subscribed.

This 5th day of Dec, 1905, before me

John R. Dale, Clerk Superior Court.

North Carolina, }
Green County, } S. D. In the Superior Court.

It is therefore considered and adjudged by the Court that the said paper writing and every part thereof is the last Will and Testament of Thomas Griggard, deceased, let the said Will, together with the probate, be recorded and filed.

This 5th day of Dec, 1905

John R. Dale, Clerk Superior Court.

North Carolina,
Green County,

I, David M. Bailey of the above named County of Green being of sound mind and memory but considering the uncertainty of my earthly existence, do now, provide and declare this my last Will and Testament hereby revoking all previous Wills and Testaments that may have been made by me.

First: It is my will and desire and I hereby direct that my Executor herein named shall pay all

my just debts and funeral expenses out of the first money that shall come into his hands as said Executor.

Secondly:— I hereby give and devise my tract of land known as the Mercer place situated in said County of Green to the four following named of my children, to wit: Redding H. Bailey, William H. Bailey, James H. Bailey, and George W. Bailey, to be equally divided among them after my death to hold and to hold to them and their heirs in full and sole possession of the said four children share and share alike from the time of my death that they and their heirs should not have of the said child or children or dying share go to and be held by said children and their heirs in full and sole possession. The said issue to represent his or their ancestor or ancestors so dying as aforesaid; but this devise is made subject to the following conditions to wit: That each one of my said four children to whom this devise is made shall pay unto Lucinda Craft Joseph M. Bailey and Mary Bailey my child the sum of One hundred and twenty five (\$125.00) Dollars to them or their executors and to my grand children Mary Jones, Ethel Jones and Myrtle Jones and to their heirs the sum of One hundred and twenty five (\$125.00) Dollars; but the failure of any one of my children to whom this said devise of land is made to make such payment shall not operate to deprive such of their share or specified of the share of said land which he or they would be otherwise entitled to receive and it is my will and desire and I hereby direct that the said payments shall be made within three months after my death and this devise shall not be affected in any way if the said children who are to make the said payments refuse the said payments shall be made in the said period after my death, and I do hereby make the said payments respectively a charge upon the said shares of land respectively under the conditions hereinbefore named.

Third: It is my will and desire and I hereby direct the Executor of this my will that my said Executor shall sell by public auction as soon as he can conveniently do so after my death all of the personal property belonging to my estate except the buggy hereinbefore named and that out of the money left by me at my death and the proceeds of such sale my Executor shall pay all the just debts owing by me

and the charge of administration on my estate, and that
 that balance of the remaining property be divided among
 my children and grand children and the issue of each
 of them as may be decided, such division to be in the
 manner following, to wit: My children surviving me
 each to take an equal share and my grand children
 and the issue of each of my children as may die before
 my death to represent their respective ancestors being my
 children and to take such part of said fund as this said
 decision respectively would have taken if they had
 survived me.

I further say I give and bequeath to my son George W.
 Bailey the bequest which I have owned and of which I have
 into possession of another bequest or bequests thus it is
 my will and desire that instead of the one bequest
 which I have made his choice of and be given by my
 executor such one of said bequests as he may select.

I do hereby constitute and appoint my son
 Redding W. Bailey to be the executor of this my last
 Will and Testament.

In witness whereof I the said Dove M. Bailey
 have hereunto set my hand and seal this 23rd day
 of June, 1906.

His
 Dove M. Bailey (Seal)
 Clerk

Deposited, sealed, published and declared by the said
 Dove M. Bailey 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 thereto.

J. B. Williams
 O. J. C. Dail.

State of North Carolina } S. D. in the Superior Court.
 Greene County }

A paper writing purporting to be the last Will and
 Testament of Dove M. Bailey deceased, is exhibited before
 me, the undersigned, Clerk of the said Superior Court for
 said County, by W. R. Bailey, the executor therein
 mentioned, and the due execution thereof by the said
 Dove M. Bailey by the oath of recommendation of O. J. C. Dail
 J. B. Williams the subscribing witnesses thereto, who being
 duly sworn, doth depose and say, and each for
 himself depose and say, that he is subscribing

thereunto to the paper writing given. I should have, previously
 to his last Will and Testament of Dove M. Bailey, that the said
 O. J. C. Dail or J. B. Williams in the presence of this deponent subscribed
 his names at the end of said paper writing as he did so now
 shown as aforesaid, and was at the date of the 23rd day of June, 1906.

And the Deponent further saith that the said Dove M. Bailey
 the testator aforesaid, 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 thereto as aforesaid, the said Dove M. Bailey 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 do not
 severally swear and subscribe O. J. C. Dail
 this 5th day of June, 1906, before J. B. Williams
 John R. Dail
 Clerk Superior Court.

North Carolina, } S. D. in the Superior Court.
 Greene County }

It is therefore considered and adjudged by the Court
 that the said paper writing and every part thereof
 is the last Will and Testament of Dove M. Bailey deceased.
 Let the will, together with the probate, be recorded and filed.
 This 5th day of June, 1906.

John R. Dail
 Clerk Superior Court.