

and rent of house and lot pay all my lawful debts and all necessary expenses incurred by my said executor in the execution of this my will.

And after the payment of my debts and the expenses incurred in executing this will, I hereby direct and will that all my property real and personal shall be equally divided between all my children, share and share alike. Finally, I hereby nominate and appoint Wiley Lowery my true executor, to act as such without bond hereby revoking all other wills by me made.

Signed & sealed
in presence of
Samuel A. Bartleson
W. Gray.

Siddy Quin^{her} Hudson^{mark}

Recorded in the office of the Superior Court Clerk
and Probate Judge of Lenoir County, May 5th, 1881.

W. H. Hunter,
Probate Judge & Clerk.

Richard Koonce

Will.

North Carolina,
Lenoir County.

Probate Court
Nov. - 1881.

In the matter of the last
will and testament of
Richard Koonce, dec'd. } Application to
prove will.

Alex. E. Rouse, being duly sworn says:-

1 That Richard Koonce late of said county is dead, having made and published his last will and testament dated the 16th of Nov., 1867, and that he thereby appointed Jesse Jackson his Executor.

2 That the value of the personal estate of said dec'd is about five dollars and the legacies and devisees named in said will are John W. Koonce, B. F. Koonce Elizabeth J. Metts, Rhoda Case and Hefsey A. Rouse wife of this deponent.

3 That the will mentioned in article one, was deposited in the Clerk's office for said county after the death of said Richard Koonce for the purpose of being proven but was burned in the late fire before being admitted to probate.

4 That deponent has a copy of said will, made by B. L. Taylor, which is, as he has been informed and believes true and correct.

Wherefore, petitioner asks, that said copy above mentioned be admitted to probate, according to law, and that an Admr with the will annexed be appointed.

All of which is respectfully submitted.

Nov. 9th, 1881.

Sworn to and subscribed
before me,
F. J. Sutton, J. P. }

A. E. Rouse.

North Carolina,
Lenoir County }

Probate Court

In the matter of the last
will and testament of
Richard Koonce, dec'd. } Affidavit of
J. F. Hill.

J. F. Hill, being duly sworn, deposes and says:-

That on or about March the 16th 1870- Richard Koonce

dec'd, delivered to him a paper writing purporting to be his last will and testament with instructions to keep and preserve the same till his (Rich'd Koonce's) death and then to deliver to Jesse Jackson, the executor there named.

That this deponent kept said will till after the death of said Koonce and caused the same to be delivered to said Jesse Jackson.

That said Jackson informed this affiant that he had delivered said will to the Probate Judge for said County, that he could not qualify as executor, &c. This affiant has been informed and believes that said will was in the office of Probate Judge at the time of the late fire which consumed the records of said office, and that it was then destroyed.

That affiant was acquainted with the contents of said will; having read it several times, that P. Hardee and Geo. W. Camp were the subscribing witnesses thereto. That affiant was acquainted with handwriting of P. Hardee and he believes the same to be true and genuine, he also believes the signature of Geo. W. Camp the other subscribing witness to be his true signature.

That affiant has seen and examined a paper writing purporting to be a copy of said will and referred to in petition of A. E. Pouse to prove said will, that affiant believes the same to be a true and exact copy of said will of said Richard Koonce.

Nov. 16th, 1881.

J. F. Hill.

Sworn to and subscribed
before me, November 16, 1881.
W. H. Coleman.
J. P.

North Carolina, } Probate Court
Lenoir County, } Nov. 19th, 1881.

In the matter of the last
will and testament of
Rich'd Koonce, dec'd.

Ben. J. Koonce being duly sworn says:—

That he is the grandson of the above named testator, Rich'd Koonce, to whom his said grand father devised eighty acres of land by the will referred to in petition of A. E. Pouse, herein. This deponent desiring to be admitted into said proceedings as a party, and prays that this Court will make an order that he be made a party and allowed to plead in said proceeding.

Sworn and subscribed
before me this Nov.

B. J. Koonce.

19th, 1881.

W. H. Hunted,
C. J. C.

North Carolina, }
Lenoir County, }

Probate Court,
Nov. 19th, 1881.

In the matter of the last
will and testament of
Richard Koonce, dec'd.

It appearing to the Court from the affidavit of Ben. J. Koonce that he has an interest in this proceeding and that he desires to be made a party to these proceedings. It is, therefore, on motion of Jackson & Loftin, Counsel for said B. J. Koonce, ordered by the Court that B. J. Koonce be made a party to the above proceedings and be allowed to plead to the same.

W. H. Hunted
Probate Judge

North Carolina, }
Lenoir County, }

Probate Court
Nov. 22, 1881.

In the matter of the last
will and testament of
Richard Koonce, dec'd.

Notice to J. H. Koonce.

To John H. Koonce.

Take notice that eight days from the service of this notice upon you, we as counsel for the petitioner A. E. Pouse and B. J. Koonce will move the Court in a paper writing purporting to be the last will and tes-