

Application
of
Geo. L. Hodges
for
Fiduciary
Testimony

State of North Carolina
Lenoir County }

In the matter of the last } Before E. M. Bizzell
will of F. M. Rountree } Clerk Superior Court

George L. Hodges being duly sworn, doth say:
That Dr F. M. Rountree, late of said County, is
dead, having first made and published his
last Will and Testament; and that the George L.
Hodges is the executor named therein.

Further, that the property of the said F. M.
Rountree consisting of Real estate and personal
property is worth about \$11,000. so far as can be
ascertained at the date of this application; and
that Alice C. Rountree, Florence M. Hodges, wife of
George L. Hodges, Robert W. Rountree Jr. F. M. Rountree,
Mattie W. Rountree, Sallie Rountree, Albert Rountree,
and Rosabell Rountree are the parties entitled
under said will to the said property.

Sworn to and subscribed before me
the 25 day of February 1888 } Geo. L. Hodges
E. M. Bizzell }
Clerk Superior Court

Examination
of
Witnesses

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

A Paper purporting to be the last will and
Testament of Dr F. M. Rountree deceased is
exhibited before me, the undersigned, Clerk of
the Superior Court for said County, by Geo. L.
Hodges the executor therein mentioned, and the
due execution thereof by the said F. M. Rountree
by the oath and examination of J. C. Jackson and
J. C. Jackson the subscribing witnesses thereto:
who, being duly sworn, doth depose and say, and
each for himself depose and saith that he is
a subscribing witness to the paper-writing
now shown him, purporting to be the last
will and testament of Dr F. M. Rountree; that
the said Dr F. M. Rountree, in the presence of the

deponent, subscribed his name at the end of said
paper writing, which is now shown as aforesaid;
and which bears date of the 10th day of January
1888.

And the deponent further saith, that the said
F. M. Rountree 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 his name at the end of said will
as an attesting witness thereto, and at the
request and in the presence of the said testator.
And this deponent further saith, that at the said
time when the said testator subscribed his name
to the said last will as aforesaid, and at the
time of deponent subscribing his name as an
attesting witness thereto, as aforesaid, the said
Dr F. M. Rountree was of sound mind and
memory, of full age to execute a will, and was
not under any restraint to the knowledge, informa-
tion or belief of this deponent: And further
these deponents say not.

J. C. Jackson (sworn)
J. C. Jackson (sworn)

Solemnly sworn and subscribed
this 25 day of February 1888,
before me

E. M. Bizzell
Clerk Superior Court

Oath

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

I, George L. Hodges do solemnly swear,
(or affirm) that I believe this writing to be and
contain the last Will and Testament of Dr
F. M. Rountree deceased; and that I will
well and truly execute the same by first
paying his debts and then his legacies, as
far as the said estate shall extend, or the
law will charge me; and that I will well
and faithfully execute the office of an executor

agreeable to the trust and confidence reposed
in me, and according to law. So help me God.
Signed and subscribed
before me, this 25th day of
February 1855. } Geo. L. Hodges
E. M. Biggell }
Clerk Superior Court

The Will

I F. M. Rountree of Lenoir County and
State of North Carolina being of sound mind
and memory but considering the uncertainty
of my earthly existence do make and declare
this my last will and Testament in manner
and form following that is to say, First,

It is my will and desire that my executor
hereinafter named provide my body a
decent burial, one suitable to the wishes
of my family, and pay my funeral expenses
together with all my just debts out of the
first money that shall come into his hands
as a part or parcel of my estate.

Item 1st I give and devise to my four oldest
children Florence B. Hodges, wife of George
Hodges, Robert H. Rountree Jr., Fella Rountree Jr.
and Mattie H. Rountree the tract of land I
purchased from B. H. Canady and situated
on the east side of the Winston and Snow Hill
road and adjoining the land of the late
J. C. Washington, J. P. Tucker & containing about
two hundred and eighty acres to them
and their heirs in fee simple to share
and share alike.

Item 2nd I give to my three younger children
to wit, Sally Rountree Albert Rountree and
Rosabell Rountree all that tract or parcel
of land where I reside, including all my
tract situated on the west side of the
and Snow Hill Road, to them and their heirs
to share and share alike, subject however
to the life estate hereinafter given to my
beloved wife Alice E. Rountree of sixty acres
including my residence or mansion house

Item 3rd I also give and devise to my said
three youngest children Sally, Albert and
Rosabell Rountree and their heirs my tract
or parcel of land situated in Buncombe
County near the town of Black Mountain
and adjoining the lands of Dr. Watkins, H. M.
H. Smith and the late J. C. Washington to have
and to hold to them and their heirs forever.
It is my desire that their Guardian hold
this land till said children arrive at the
age of twenty one years that is I mean I
desire this land to not sold, and if any
one or more of said children die before arriving
at the age of twenty one and without issue
him or her surviving then the survivor
or survivor to have the share of such as
may so die without issue.

Item 4th I give to my beloved wife Alice E.
Rountree for and during her natural life
my dwelling house, in which I now reside
and sixty acres of land, adjoining to said
house, said sixty acres to be laid off next
to A. Whitehills lands the line to run from the
Winston road back to Poyys line and parallel
with my and said Whitehills dividing line to have
and to hold to her my said wife for and during
her natural life and after her death to go
as directed in the 2nd item of this will.

Item 5th I give and bequeath to my beloved
wife Alice E. all the provisions of every kind
that may be on hand at the time of my death
for the express purpose of supporting herself
and my children and of carrying on my
farm if it should be in cultivation or in
preparation for cultivation at the time of
my death, also one horse and one mule her
choice; one cow and calf her choice; two
sets of Plow bars, one cart and one wagon
her choice, one Buggy and Harness, to have
and hold absolutely.

Item 6th All my house hold and kitchen
furniture I leave in possession of my
beloved wife and desire her to divide

among all my children, as they may marry off I wish her to give them such as she can spare without disfigurement herself and the rest of the children, at her death to be divided so that all may have an equal share, looking into consideration such portions as may be given to any before the death of my wife.

Item 7th I give and bequeath to my daughter Florence M. Hodges my Mahogany folding leaf Table which was given to me by my father, and desire that it be kept in the family of my children as a souvenir.

I hereby authorize and empower my executor hereinafter named to sell my lot in the town of Winston which I purchased at mortgage sale by Benj. Sutton and situated on Blount Street in said town at private sale, if in his opinion it be best to do so, also to sell my medical library and instruments at private sale and all the rest of my property be sold by my executor at public sale and all notes accounts and all other choses in action or claims owing to me be collected of him (and such as be insolvent and cannot be collected I desire they be not sold but divided up among my children) and after paying my debts and funeral expenses, what then remains I desire to be equally divided among my wife and children to share and share alike to them absolutely.

And lastly I hereby constitute and appoint my son in law George L. Hodges my lawful executor to execute this my last will and Testament and every part and clause thereof according to the true intent and meaning of the same hereby revoking and declaring null and void all other wills and Testaments by me heretofore made.

In testimony whereof I have herewith set my hand and seal this the 10th day of January 1855.

signed, sealed,

F. M. Rountree

published and declared by Dr. F. M. Rountree to be his last will and Testament in our presence who at his request and in his presence subscribe our names as witnesses thereto.

J. L. Jackson

J. C. Jackson

Probate
of
Will

State of North Carolina }
Lenoir County, } In Superior Court

In the matter of the last will of Dr. F. M. Rountree.

It appearing to the Court by the oath and examination of J. L. Jackson and J. C. Jackson the subscribing witnesses thereto, that the paper writing propounded by the Executor therein named, is the last will and Testament of F. M. Rountree and that the same was duly executed by said F. M. Rountree in the presence of said witnesses and that at the time of signing the same the said F. M. Rountree 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 F. M. Rountree and the Executor therein named qualify as such and that Letters Testamentary issue; and said Letters are this day issued to Geo. L. Hodges the executor.

This the 25th day of February 1855

E. W. Biggell

Clerk Superior Court,

Copy of
Letters
Testamentary

Lenoir County - In the Superior Court.

State of North Carolina.

To all whom these presents shall come - Greeting:

It being satisfactorily proven to the undersigned Clerk of the Superior Court for Lenoir County,

among all my children, as they may marry off I wish her to give them such as she can spare without disfiguremishing herself and the rest of the children, at her death to be divided so that all may have an equal share, looking into consideration such portion as may be given to any before the death of my wife.

Item 7th I give and bequeath to my daughter Florence M. Hodges my Mahogany folding leaf Table which was given to me by my father, and desire that it be kept in the family of my children as a souvenir.

I hereby authorize and empower my executor hereinafter named to sell my lot in the town of Winston which I purchased at mortgage sale by Benj. Sutton and situated on Blount Street in said town at private sale, if in his opinion it be best to do so, also to sell my medical library and instruments at private sale and all the rest of my property to be sold by my executor at public sale and all notes accounts and all other choses in action or claims owing to me to be collected by him (and such as he is solvent and cannot be collected I desire they be not sold but divided up among my children) and after paying my debts and funeral expenses, what then remains I desire to be equally divided among my wife and children to share and share alike to them absolutely.

And lastly I hereby constitute and appoint my son in law George L. Hodges my lawful executor to execute this my last will and Testament and every part and clause thereof according to the true intent and meaning of the same hereby revoking and declaring null and void all other wills and Testaments by me heretofore made.

In testimony whereof I have hereunto set my hand and seal this the 10th day of January 1855.

Signed, sealed,

F. M. Rountree

published and declared by Dr. F. M. Rountree to be his last will and Testament in our presence who at his request and in his presence subscribe our names as witnesses thereto.

J. L. Jackson

J. C. Jackson

Probate
of
Will

State of North Carolina }
Lenoir County, } In Superior Court

In the matter of the last will of Dr. F. M. Rountree.

It appearing to the Court by the Oath and Examination of J. L. Jackson and J. C. Jackson the subscribing witnesses thereto, that the paper writing propounded by the Executor therein named, is the last will and Testament of F. M. Rountree and that the same was duly executed by said F. M. Rountree in the presence of said witnesses and that at the time of signing the same the said F. M. Rountree 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 F. M. Rountree and the Executor therein named qualify as such, and that Letters Testamentary issue; and said Letters are this day issued to Geo. L. Hodges the executor.

This the 25th day of February 1855

E. H. Biggell

Clerk Superior Court

Copy of
Letters
Testamentary

Lenoir County - In the Superior Court.

State of North Carolina.

To all whom these presents shall come - Greeting:

It being satisfactorily proven to the undersigned Clerk of the Superior Court for Lenoir County,

that Dr F. M. Rountree late of the said County, is dead, having made his last will and testament, which has been admitted to probate, (a true copy whereof is herewith annexed,) and George L. Hodges the Executor therein named, having qualified as such according to law:

Now these are therefore to empower the said Executor, to enter in and upon all and singular the goods and Chattels, rights and credits of the said deceased and the same to take into possession, Wheresoever to be found, and all the just debts of the said deceased to pay and satisfy; and the residue of said estate to distribute according to the directions of said Will.

Witness my hand and the seal of the Court, this 25 day of February 1888

E. M. Biggell
Clerk Superior Court

Recorded in the Office of the Clerk of the Superior Court for Lenoir County State of North Carolina This 8th day of March 1888
E. M. Biggell
C. C.

Attestation of
R. S. Taylor
for
Estate of Fannie H. Taylor

State of North Carolina }
Lenoir County }

In the matter of the last will, Be fore E. M. Biggell
of Fannie H. Taylor } Clerk Superior Court

R. S. Taylor being duly sworn, doth say: That Fannie H. Taylor late of said County, is dead, having first made and published her last will and testament, and that R. S. Taylor is the executor named therein.

Further, that the property of the said Fannie H. Taylor consisting of real estate and personal property, is worth about \$200.00, so far as can be ascertained at the date of this application; and that Mrs Martha Taylor is the party entitled under said will to the said property.

Sworn to and subscribed before me
the 7th day of July 1888

E. M. Biggell
Clerk Superior Court

Robert S. Taylor

Examination
of
Witnesses

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

A paper purporting to be the last will and testament of Fannie H. Taylor deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by R. S. Taylor the executor therein mentioned, and the due execution thereof by the said Fannie H. Taylor by the oath and examination of J. K. Taylor and Samuel Taylor the subscribing witnesses thereto: who being duly sworn, doth depose and say, and each for himself depose and saith that he is a subscribing witness to the paper-writing now shown him, purporting to be the last will and testament of Fannie H. Taylor; that the said Fannie H. Taylor in the presence of this deponent, subscribed her name at the end of said paper-writing, which is now shown as aforesaid, and which bears date of the 30th day of June 1888.

And the deponent further saith, that the said Fannie H. Taylor the testator aforesaid, did, at the time of subscribing her name as aforesaid, declare, the said paper-writing to be subscribed by her and exhibited to be her last will and testament, and this deponent