

the deponents subscribing his name as an attesting witness to, as aforesaid, the said Barbara Brock 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 say no.

A. G. Radsworth.
Thos. A. Harvey.

Severally subscribed and sworn
this February 1st, 1872, before me,
Wm. H. Hunter,
Probate Judge.

Lenoir County.

I, Barbara Brock Noonce, do solemnly swear that I believe the paper writing to be and contain the last will and testament of Barbara Brock, deceased, and that I will well and truly execute the same by first paying her debts and then her 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 executrix agreeably to the trust and confidence reposed in me and according to law. So help me God.

Barbara B. Noonce.

Sworn to and subscribed by
for me this 1st day of Feb'y, 1872.
Wm. H. Hunter,
Probate Judge.

Recorded in the office of the Superior Court Clerk of Lenoir County, the 1st day of February, 1872.
Wm. H. Hunter,
Probate Judge.

Eliza B. Green.

Application for the
probate of the Will
of Richard D. Green.

Lenoir County— In the Probate Court.
Eliza B. Green

Against
John H. Collins &
wife Sarah E. Collins,
George E. Miller &
wife Laura A. Miller, —
Julia White &
Laura White &
John H. Collins, Guardian
ad litem to the said Julia
White & Laura White.

(The application of Eliza B. Green respectfully shows this Court:

I. That R. D. Green, late of the County of Lenoir departed this life on the 28th day of January, 1872, A. D., leaving a last will and testament by which he the said Eliza B. Green was appointed executrix thereof.

II. That the value of the estate of the said R. D. Green is about twenty thousand dollars, and consists of one plantation situated in the counties of Warren containing about six hundred and twenty five acres, one plantation situated in the County of Lenoir containing about four hundred and twenty five acres, two improved lots in the town of Winston, two horses, eight mules, hogs, cows, about barrels of corn, fodder, one bale of cotton, cotton seed, farming utensils, household and kitchen furniture, and some evidences of debt.

III. That the names of the parties entitled to the property of the said R. D. Green, deceased, under said will are the applicant, the said Eliza B. Green, who resides in Warren County, N. C.; Sarah E. Collins, wife of John H. Collins, and Julia White and Laura White, minors without Guardian, and child of the said Sarah E. Collins by her former husband, who will have an interest in said property in case they survive their mother the said Sarah E. Collins, Winston, N. C.; Laura A. Miller, wife of George E. Miller, residence, Warren Co., North Carolina.

Therefore, the said Eliza B. Green asks that the said John H. Collins and wife Sarah E. Collins, George E. Miller and wife Laura A. Miller, Laura White and Julia White and John H. Collins, Guardian ad litem to said Julia White and Laura White, be served with notice to appear from this Court, to be and appear at the office of the Probate Judge of Lenoir County on the 28th day of February, 1872.

ry, A. D. 1872, and show cause if any they can why a paper writing purporting to be the last will and testament of R. T. Green, deceased, should not be admitted to probate which will be then and there be propounded for probate by the said Eliza B. Green, the executrix therein named.

Sworn to and subscribed
before this Feb. 27, 1872

W. H. S. Hunter,
Probate Judge

Eliza B. Green.

John H. Collins:
appointed Guard-
ian ad litem to
infant defendants

Tennois County: In the Probate Court.

On motion it is ordered, adjudged, and decreed that John H. Collins be, and he hereby is, appointed Guardian ad litem to Julia and Laura White, minor children of Sarah E. Collins, to defend them in the case now pending in this Court wherein Eliza B. Green is plain-
tiff and John H. Collins and wife Sarah E. Collins, George E. Miller and wife Laura A. Miller, Julia White and Laura White and John H. Collins, Guardian ad litem to the said Julia White and Laura White are defendants. This Feb. 27, 1872.

W. H. S. Hunter,
Probate Judge.

Notice to defendant
to show cause, if
any they can, why
the will of Richard
T. Green, should
not be probated.

Tennois County: In the Probate Court.

Eliza B. Green

Against

John H. Collins wife

Sarah E. Collins,

George E. Miller wife

Laura A. Miller,

Julia White &

Laura White &

John H. Collins, Guard.

ad litem to the said Julia
White and Laura White.

Do John H. Collins and wife Sarah E. Collins, George E. Miller and wife Laura A. Miller, Julia White and Laura White, and John H. Collins, Guardian ad litem to said Julia White and Laura White:

You are hereby notified to appear at the office of the Probate Judge of said County on the 27th day of February, 1872, and show cause, if any you can, why

the last will and testament of R. T. Green, deceased, should not be admitted to probate, which will be then and there propounded for probate by Eliza B. Green, the executrix therein named. February 27th, 1872.

W. H. S. Hunter,
Probate Judge.

Note.

Now. — On the back of the foregoing notice is the following entry:
W. H. S. Hunter,
Probate Judge.

Entry.

"Services accepted. John H. Collins, Guardian ad litem to Julia White and Laura White. Received Feb. 27th, 1872. Served by delivering a copy to Julia and Laura White. February 27th, 1872. W. H. Dutton, Sheriff, by Jas. S. Davis."

Substitute notice.

Tennois County: In the Probate Court.

Eliza B. Green

Against

John H. Collins wife

Sarah E. Collins,

George E. Miller wife

Laura A. Miller,

Julia White &

Laura White &

John H. Collins, Guard.

ad litem to said Julia

White and Laura White.

Do John H. Collins and wife Sarah E. Collins, George E. Miller and wife Laura A. Miller, Julia White and Laura White, and John H. Collins, Guardian ad litem to said Julia White and Laura White.

You are hereby notified to appear at the office of the Probate Judge of said County on the 27th day of February, 1872, and show cause, if any you can why the last will and testament of R. T. Green, dec'd, should not be admitted to probate, which will then and there be propounded for probate by Eliza B. Green the Executrix therein named. February 27th, 1872.

W. H. S. Hunter,
Probate Judge.

Note.

On the back of the foregoing notice is the following entry,

Entry

"Services accepted. Geo. E. Miller, Laura A. Miller, John H. Collins, Fannie E. Collins."

Answer

Lemoir County: In the Probate Court.

Eliza B. Green

Against

John H. Collins wife

Sarah E. Collins

George E. Miller wife

Laura A. Miller,

Julia White &

Laura White,

John H. Collins, Guard
ad litem to said Julia
White & Laura White.

John H. Collins wife Sarah E. Collins, George E. Miller
and wife Laura A. Miller, and John H. Collins, Guardian
ad litem to Julia White and Laura White, for an-
swer to the notice served on them in the above entitled cause.

That they know no reason why the last will and testament
of R. D. Green, deceased, propounded by Eliza B. Green,
the Executrix therein named should not be duly admitted
to probate. This February 27th, 1872.

John H. Collins

Fannie E. Collins

George E. Miller

Laura A. Miller

J. H. Collins, Guard. ad li-
tem to Julia White and
Laura White.

Testimony

Lemoir County - In the Probate Court.

A paper writing purporting to be the last will and tes-
tament of R. D. Green, deceased, is exhibited before me
undersigned, W. H. T. Hunter, Judge of Probate in and
for said County, by Eliza B. Green, executrix therein
named, and the due execution thereof by the said R. D.
Green by the oath and examination of J. J. Hadley and
H. G. Dixon, the subscribing witnesses thereto, who being
duly sworn depose and say, each for him-
self depose and say that he is a subscribing

witness to the paper writing now shown him purporting to be the
last will and testament of R. D. Green. That the said R. D. Green,
in the presence of this deponent, did, on the 1st day of September, A.D.
1867 acknowledge the said paper writing. And the deponent fur-
ther saith that the said R. D. Green, the testator aforesaid, did, at
the time of acknowledging the signing of his name as aforesaid,
declare the said paper writing, so subscribed by him and exhib-
ited 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 pres-
ence of the said testator; and this deponent further saith that
at the said time when the said testator acknowledged the
signing of his name to the said last will as aforesaid and
at the time of the deponent's subscribing his name as an attest-
ing witness thereto as aforesaid, the said R. D. Green was of
sound mind and memory of full age to execute a will
and was not under any restraint to the knowledge in-
formation or belief of this deponent, and further these de-
ponents say not.

Solemnly sworn and sub-
scribed this 27th day of
February, A. D. 1872, before
me,

Thos. J. Hadley.
H. G. Dixon.

W. H. T. Hunter,
Probate Judge.

Oaths of
Executrix.

State of North Carolina, } In the Probate Court
Lemoir County.

I, Eliza B. Green, do solemnly swear that I believe this
writing to be and contain the Last Will and Testament of
Richard D. Green, 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 executrix agreeable to the truth
and confidences reposed in me and according to
law. So help me God.

Sworn to and sub-
scribed before me,
this 27th day of February,
1872.

Eliza B. Green

W. H. T. Hunter,
Probate Judge.