

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

In the matter of the last will of James F. Daugherty.
It appearing to the Court by the oath and examination of Thos. H. Jordan and H. D. Halloway the subscribing witnesses thereto, that the paper writing propounded by the executrix therein named, is the last will and testament of James F. Daugherty and that the same was duly executed by said James F. Daugherty in the presence of said witnesses and that at the time of signing the same the said James F. Daugherty 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 James F. Daugherty and the executrix therein named qualify as such.

This the 5th day of Dec. 1857.

E. H. Bizzell
Clerk Superior Court.

Recorded in the Office of Superior Court Clerk of
Lenoir County. This the 6th day of December 1857
E. H. Bizzell
Clerk Sup. Court.

Emeline McCallister
Application
L. H. Speir
for
Letters Testamentary

State of North Carolina }
Lenoir County }

In the matter of the last will of } Before E. H. Bizzell
Emeline McCallister } Clerk Superior Court

L. H. Speir being duly sworn, doth say:
That Emeline McCallister, late of said County, is deceased having first made and published her last will and testament, and that he L. H. Speir is the executor named therein. Further, that the property of the said Emeline McCallister consisting of Real estate and personal property is worth about \$3000. so far as can be ascertained at the date of this Application and that Justice C. H. Carter, Lawrence Hawkins, Robert P. Thornton, Abner Pittrell, Justice Bond and

Emeline Thornton are the parties entitled under said will to the said property.
Sworn to and subscribed before me the 22. day of December 1857 } L. H. Speir
E. H. Bizzell
Clerk Superior Court.

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 Emeline McCallister deceased, is exhibited before me, the undersigned, Clerk of the superior Court for said County, by L. H. Speir the executor therein mentioned, and the due execution thereof by the said Emeline McCallister by the oath and examination of Joel Patrick and S. D. Daughthouse 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 Emeline McCallister; that the said Emeline McCallister, 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 10th day of October 1857.

And the deponent further saith, that the said Emeline McCallister the testator aforesaid, did, at the time of subscribing her name as aforesaid, declare, the said paper writing so subscribed by her and exhibited, to be her 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 requested and in the presence of the said testator. And this deponent further saith, that at the said time when the said testator subscribed her name to the said last will as aforesaid, and at the time of deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said Emeline McCallister 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 not.

(Cont)

Personally sworn and subscribed
this 22. day of December 1887,
before me E. H. Bizzell
Clerk Superior Court

Joel Patrick *sworn*
C. B. Loughborough *sworn*

Oath of
Executor.

State of North Carolina
Lenoir County } ss. In the Superior Court
I, L. H. Speir do solemnly swear (or affirm) that
I believe this writing to be and contain the last
will and testament of Emmeline McCotter 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 executor agreeable to the trust and
confidence reposed in me, and according to law, so
help me God.

Sworn and subscribed before
me, this 22. day of December 1887. } L. H. Speir
E. H. Bizzell
Clerk Superior Court

The Will

In the name of God Amen.
I Emmeline McCotter wife of Jacob McCotter of
Lenoir County and State of North Carolina being of sound
mind mind and memory But considering the uncertainty
of my earthly existence, do make and declare
this my last will and testament in the following
form and manner, to-wit:

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

Item 1.st I leave to Justine R. McCotter wife of
Geo. B. McCotter for and during her natural life the
following lot or parcel of land in the Town of Bell's
Ferry Lenoir County and State of North Carolina
bounded as follows: Beginning at a small

on the south side of Antietam Creek & near the
foot of the Bridge and runs S. 5. E. 25 poles thence
N. 85. E. to the Creek Bank, thence up the Creek to the
beginning containing four acres more or less, to have
and to hold the said premises for and during
her natural life. After the death of Justine R.
McCotter I give and bequeath the aforesaid lot or
parcel of land to Lavinia Hawkins now known
and called Lavinia McCotter, having been raised
by Geo. B. McCotter and wife Justine R. to have and
to hold to her the said Lavinia and her heirs in
fee simple forever.

Item 2.nd I leave to Justine R. McCotter the
following lot or parcel of land in the Town of
Bell's Ferry in Lenoir County and State of North
Carolina and bounded as follows: Beginning
at a Brick Pillar on the south side of Lenoir
Street near the Store and runs S. 5. E. 19 poles and
13 links to a Brick Pillar, thence S. 85. E. 6 1/2 poles, thence
N. 5. W. 19 1/2 poles to a Brick Pillar, thence with Lenoir
Street to the beginning, containing 1/4 of an acre
more or less, to have and to hold said lot or parcel
of land to the said Justine R. McCotter for and
during her natural life. After her death then I
give and bequeath the said lot or land to Lavinia
Hawkins known as and called Lavinia McCotter
to have and to hold to her the said Lavinia and
her heirs in fee simple forever.

Item 3.rd I give and bequeath to the said Jus-
tine R. McCotter my Gold Watch and Chain all
my household and kitchen furniture cloths
furniture of every kind which I may own and
also five hundred dollars in money to have and
possess absolutely.

Item 4. I give and bequeath to my Brother
Robert P. Whorton five hundred dollars in money
to have and possess absolutely.

Item 5. I give and bequeath to my Sister Mary
Kittrell wife of Matthew Kittrell five hundred dollars
in money to have and possess absolutely.

Item 6. I give and bequeath to my niece Justine
Bond wife of William R. Bond five hundred dollars
in money to have and possess absolutely.

Item 7. I give and bequeath to my niece
Emeline Whorton Daughter of my Brother Robert P.
Whorton five hundred dollars in money to have and
possess Absolutely.

Item 8. All the rest of my estate not already
mentioned including all the interest of my husband's
estate, I may become entitled to as by his will, I
do hereby give and bequeath to all the above named
legatees of this my last will and testament to be
divided equally between them share and share
alike and to have and possess absolutely.

And Lastly, I hereby constitute and appoint my
friend L. H. Speir of Belle Ferry Pitt County and
State of North Carolina my lawful executor to execute
this my last will and testament and every part &
clause thereof according to the true intent and
meaning of the same. hereby revoking and de-
claring all other wills and testaments heretofore
made by me null and void.

In testimony whereof I have hereunto set my
hand and seal this 10th day October 1857.
Emeline McCotter (seal)

Signed, sealed, published
and declared by Emeline McCotter
to be her last will and testament in
our presence, who at her request and
in her presence subscribed our names
as witnesses thereto.

Joel Patriack
S. V. Langhinsmae } Belle Ferry N. C.

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

In the matter of the last will of Emeline McCotter.
It appearing to the court by the oath and examination
of Joel Patriack and S. V. Langhinsmae the subscribing
witnesses thereto, that the paper writing purporting to be
the last will and testament of Emeline McCotter and that the same
was duly executed by said Emeline McCotter in the
presence of said witnesses and that at the time

of signing the same the said Emeline McCotter
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 Emeline
McCotter and the executor therein named qualify
as such.

This 27. day of December 1857.

E. H. Biggell
Clerk Superior Court

Recorded in the Office of the Clerk of the Superior
Court of Lenoir County. This 27. day of December 1857
E. H. Biggell
Clerk Sup. Court

Martha E. Jones
Application
of
George H. Jones
for
Letters Testamentary

State of North Carolina, } Before
Lenoir County } E. H. Biggell
Clerk Superior Court

In the matter of the last Will of }
Martha Elizabeth Jones.

George H. Jones being duly sworn, deposes and says:
That Martha Elizabeth Jones, late of said County, is dead,
having first made and published her last will and testa-
ment; and that he George H. Jones is the executor named
therein. Further, that the property of the said Martha
Elizabeth Jones consisting of Real and personal property
is worth about \$5000. or far as can be ascertained at
the date of this application; and that Franklin P. Jones,
George F. Jones, Lewis P. Jones, William H. Jones, Earnest
Jones, Commodore A. Jones, and Dry Jones, all minors except
the first named, Franklin P. Jones, are the parties en-
titled under said will to the said property.
Sworn to and subscribed before me
the 2nd day of Jan'y 1858.

E. H. Biggell
Clerk Superior Court } L. H. Jones

Examination
of
Witnesses

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

A paper purporting to be the last will and testa-