

Lenoir County, — In the Probate Court.

In the matter of the will of }  
Curtis Phillips. } Before W. H. Hunter,  
Judge of Probate.

Joseph B. Taylor being sworn, doth say:

That Curtis Phillips, late of said county, is dead, having first made and published his last will and testament, and that Joseph B. Taylor is the executor named therein.

Further, that the property of the said Curtis Phillips, consisting of horse, mule, cattle, hogs, buggy and harness, household and kitchen furniture, a lot of insolvent notes & about 200 acres of land is worth about \$1200.00 as far as can be ascertained at the date of this application; and that Thomas C. Phillips is the party entitled under said will to the said property.

Sworn to and subscribed  
before me, this 27th day of  
June, 1877.

Joe B. Taylor.

W. H. Hunter,  
Probate Judge.

State of North Carolina.

Lenoir County. } In the Probate Court.

A paper purporting to be the last will and testament of Curtis Phillips, deceased, is exhibited before me, the undersigned, Judge of Probate for said County by Joseph B. Taylor, the executor therein named, and the due execution thereof by the said Curtis Phillips, by the oath and examination of A. C. Hadeworth, J. H. Loftin, & E. J. Cox, the subscribing witnesses thereto: who being duly sworn, do depose and say, and each for himself 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 Curtis Phillips that the said Curtis Phillips 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 27th day of June, 1872.

And the deponent further saith, that the said Curtis Phillips, the testator aforesaid, did, at the time of subscribing his name as aforesaid, declare the said paper writing, as 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 said 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 Curtis Phillips 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.

Generally sworn and subscribed  
this 27th day of June, 1877, before me,  
W. H. Hunter,  
Probate Judge.

A. C. Hadeworth, (Seal)  
J. H. Loftin, (Seal)  
E. J. Cox, (Seal)

Lenoir County: — Probate Court. June 27th, 1877.

On reading and considering the application of Jos. B. Taylor, to admit a paper writing purporting to be the last will and testament of Curtis Phillips, deceased, to probate, and to be qualified as executor thereof, according to the appointment thereby made, and have examined on oath, A. C. Hadeworth, J. H. Loftin, and E. J. Cox, the three subscribing witnesses thereto, as to the execution thereof: It is adjudged that the said paper writing and every part thereof is the last will and testament of the said Curtis Phillips, dead, and the same, as such, is ordered to be recorded and filed, and thereupon, the said Joseph B. Taylor, the executor aforesaid, comes forward, and takes and subscribes the following oath:

State of North Carolina.

Lenoir County. } In the Probate Court.

I, Joseph B. Taylor, do solemnly swear that I believe this writing to be and contain the last will and testament of Curtis Phillips, 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, as help me God.

Sworn and subscribed before me  
this 27th day of June, 1877.  
W. H. Hunter, P. J.

Jos. B. Taylor.

Whereupon, letters testamentary are issued to the said Jos. B. Taylor as executor of the said last will and testament.

W. H. Hunter, Probate Judge.