

Biltmore North Carolina

Jan. 16th 1803.

This my last will and Testament,
This Indenture Witnesseth, that I give
and bequeath to my beloved wife
Rebecca C. Boynton, all the property I may
be possessed of at my decease, both real
and personal, for her sole use while she
may live, and when she dies, if there
shall be any property left, I shall pass
entirely to my son Frank E. Boynton.

I likewise make and constitute and
appoint my said son Frank E. Boynton
my sole executor of This my last will
and Testament.

In Witness Whereof I have hereunto
Subscribed my name, this the sixteenth
day of January Nineteen hundred and three.
Charles A. Boynton

Witness } S. B. Ford
 } P. P. Sprain

State of North Carolina
Buncombe County

In the Superior Court.

A paper purporting to be the last will
and Testament of Charles A. Boynton deceased
is exhibited before me, the undersigned Clerk
of Court for said County by Frank E. Boynton
the executor therein mentioned, and the due
execution thereof by the said Charles A.
Boynton by the oath and examination
of S. B. Ford and P. P. Sprain the Subscribing
Witness thereto, Who being duly sworn, doth
depose and say, And each for himself
deposeth and saith, that he is Subscribing
Witness to the last Writing now shown

entirely to my son Frank E. Boynton.

I likewise make and constitute and appoint my said son Frank E. Boynton my sole executor of this my last will and testament.

In Witness Whereof I have hereunto subscribed my name this the sixteenth day of January Nineteen hundred and three.
Charles A. Boynton

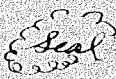
Witness } S. B. Ford
 } P. P. Sprain

State of North Carolina
Buncombe County

In the Superior Court.

A paper purporting to be the last will and testament of Charles A. Boynton deceased is exhibited before me, the undersigned Clerk of Court for said County by Frank E. Boynton the executor therein mentioned, and the due execution thereof by the said Charles A. Boynton by the oath and examination of S. B. Ford and P. P. Sprain the subscribing witnesses thereto, who being duly sworn, both before and say, and each for himself deposes and saith, that he is subscribing witness to the paper writing now shown him, purporting to be the last will and testament of Charles A. Boynton that the said Charles A. Boynton, in the presence of this deponent subscribed his name at the end of said paper writing which now shown as aforesaid and which bears of the 16th day of January 1903.

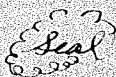
And the deponent further saith, that
the said Charles A. Boynton the
testator aforesaid, did at the time of
of subscribing his name as aforesaid
declare the said paper writing so
subscribed by him and exhibited, to be
his last will and testament, and the
deponent did thereupon subscribe his
name at the 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, the said Charles A. Boynton
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 the deponent
say not

S. B. Ford 
P. R. Sporn 

Solemnly Sworn and Subscribed
this 10th day of June 1904 before me,
Marcus Erwin C. J.,
By J. B. Cain D.C.

It is therefore ordered and adjudged
by the Court that the said paper
writing and every part thereof is the
last will and testament of Charles
A. Boynton deceased and the same
with the foregoing exhibit to be

me request - and in the presence of
the said Tutor, And this deponent
further saith that at the said time
when the said Tutor subscribed his
name to the said lost Will as
aforesaid, the said Charles A. Boynton
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 this deponent
says not

A.B. Ford 
P.R. Spwin 

Severally Sworn and Subscribed
This 10th day of June 1904 before me,
Marcus Erwin C. J.,
By J.B. Cain D.C.

It is therefore ordered and adjudged
by the Court that the said afore-
said Writing and every part thereof is the
lost Will and Testament of Charles
A. Boynton deceased And the same
With the foregoing examination and all
other orders and proceedings had herein be
recorded and filed.

It is further ordered that letters
Testamentary issue to Frank E. Boynton the
executor named in said Will upon his
properly qualifying in that behalf.
This 10th day of June 1904.

Marcus Erwin
Clerk Superior Court Brunswick Co. N.C.

Buncombe County, In the Superior Court,
 In the matter of the Will of:
 Charles A. Boynton } Before M. Erwin

Clerk Superior Court

Frank E. Boynton being duly sworn doth say:
 That Charles A. Boynton late of said
 County is dead, having first made and
 published his last Will and Testament, and
 that Frank E. Boynton is the executor therein.
 Further, that the property of the said Charles
 A. Boynton consisting of real estate in
 Macon Co. N.C. is worth about \$12000
 So far as can be ascertained at the date
 of this application and that Rebecca
 C. Boynton and Frank E. Boynton are the
 parties entitled under said Will to the said
 property.

Sworn to and Subscribed before me,
 this 9th day of June 1904,

Marcus Erwin

Clerk Superior Court.

State of North Carolina

Buncombe County In the Superior Court

I Frank E. Boynton do swear or
 affirm that I believe this Writing to
 be and contain the last Will and Testament
 of Charles A. Boynton deceased, and that
 I will well and truly execute the
 same by first paying his debts and
 then his legacies as far as 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

That Frank E. Boynton is the executor therein,
Further, that the property of the said Charles
A. Boynton consisting of real estate in
Macon Co. N.C. is worth about \$12000
So far as can be ascertained at the date
of this application and that Rebecca
C. Boynton and Frank E. Boynton are the
parties entitled under said Will to the said
property.

Sworn to and Subscribed before me,
This 9th day of June 1904,

Marcus Erwin
Clerk Superior Court.

State of North Carolina
Buncombe County

In the Superior Court
I Frank E. Boynton do swear or
affirm that I believe this writing to
be and contain the last Will and Testament
of Charles A. Boynton deceased, and that
I will well and truly execute the
same by first paying his debts and
then his legacies as far as 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 10th day of June 1904

Marcus Erwin
Clerk Superior Court.

Buncombe County, ... In the Superior Court.

To whom their parents shall come, Greeting.
It being satisfactorily proven to the undersigned
Clerk of the Superior Court for Buncombe County
that Charles A. Boynton late of Said County
is dead having made his last will and
testament which has been admitted to probate
a true copy whereof is herunto annexed and
Frank E. Boynton, the executor named therein
having qualified as such according to law,

Now there are therefore to enforce the
said executor to enter in and upon all
and singular the goods and chattels, the
rights and credits of the said deceased
and the same to take into possession
whereas 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 Court,
this the 10th day of June 1884.

(55)
Marcus Erwin
Clerk Superior Court.

North Carolina
Buncombe County.

In Re. of
Chas. A. Boynton

I Marcus Erwin Clerk Superior
Court of Buncombe County N.C. hereby certify
that the foregoing is a true perfect and
complete transcript of the last will of
Charles A. Boynton and the probate thereof
as the same appears upon record and the
original thereof on file in the office

Having qualified as such according to law,
Now there are therefore to enforce the
said executor to enter in and upon all
and singular the goods and chattels, the
rights and credits of the said deceased
and the same to take into possession
wherever 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 Court,
this the 10th day of June 1904.

(SS)

Marcus Erwin
Clerk Superior Court.

North Carolina
Buncombe County.

In Re of

Chas. A. Boynton

I Marcus Erwin Clerk Superior
Court of Buncombe County N.C. hereby certify
that the foregoing is a true perfect and
complete transcript of the last will of
Charles A. Boynton and the probate thereof
as the same appears upon record and the
original thereof on file in the office.
Witness my hand and the Seal of said
Court at office in Asheville N.C.
this June 10th 1904.

Marcus Erwin
Clerk Superior Court
of Buncombe County N.C.