

I Marshall W. Litworth of Mount Horeb, Jefferson County Tennessee a farmer by occupation make this my last will.

I give, devise bequeath my estate and property real and personal as follows, that is to say:

I direct that the executor of this my last will shall sell all property real and personal owned and passed by me at this time of my death either at public or private sale for cash said executor to use his own judgment as to manner and force of sale.

I also direct that my indebtedness of every kind be paid and that suitable tomb stones be procured and paid for to mark the graves of my mother Martha Litworth my sister Alice Litworth and my own grave.

Out of the remaining proceeds I bequeath my brother B. R. Litworth Five hundred dollars (\$500.00).

I bequeath to Jefferson Lodge No. 163, S. O. O. F. of Mount Horeb Tennessee Five hundred dollars (\$500.00), and to my nephew Charley W. Litworth Five hundred dollars (\$500.00).

The remaining proceeds of my estate if any there be I direct that it shall be divided equally between my then living brothers and sisters.

I appoint J. J. Coil a merchant of Mount Horeb Jefferson County Tennessee executor of this my will and expressly direct that he shall not give bond as such executor. In witness whereof I have signed and sealed and published and declared this instrument as my will at Franklin Macon County North Carolina on this the fourteenth day of Feb 1893.

M W Litworth &c

The said Marshall W. Litworth of Franklin Macon County, N.C. on said 14th day of Feb 1893. signed and sealed this instrument and published and declared the same as and for

I also direct that my indebtedness of every kind
be paid and that suitable tomb stones be procured and paid
for to mark the graves of my mother Marsha Litworn
my sister Alice Litworn and my own grave

Out of the remaining proceeds I bequeath my
brother B. R. Litworn Five hundred dollars (\$500.00)

I bequeath to Jefferson Lodge No. 163 S. O. O. F. of Mount
Horse Tennessee Five hundred dollars (\$500.00) and to my
nephew Charley M. Litworn Five hundred dollars (\$500.00)

The remaining proceeds of my estate if any there
be I direct that it shall be divided equally between
my then living brothers and sisters

I appoint J. J. Gail a merchant of Mount Horse
Jefferson County Tennessee executor of this my will and
expressly direct that he shall not give bond as such
executor. In witness whereof I have signed and sealed
and published and declared this instrument as my will
at Franklin Macon County North Carolina on this the
fourteenth day of July 1893

M M Litworn

The said Marshall M Litworn
of Franklin Macon County, N.C.
on said 14th day of July 1893. signed
and sealed this instrument and
published and declared the same as and for
his last will. And we at his request and in
his presence and in the presence of each other
have herewith written our names as
subscribing witnesses

A. H. Hyle,
R. L. Porter,
W. H. Higgins,

State of North Carolina }
Macon County } In the Superior Court

A paper purporting to be the last Will & Testament of M. M. Titworth deceased is exhibited before me the undersigned Clerk of the Superior Court for said County by J. J. Coil the executor therein mentioned and the due execution thereof by the said M. M. Titworth is proven by the oath & examination of R. L. Porter, A. H. Lytle & W. H. Higgins the subscribing witnesses thereto; who being duly sworn doth depose & say & each for himself depose & say that he is a subscribing witness to the paper-writing now shown him purporting to be the last will & Testament of M. M. Titworth that the said M. M. Titworth in the presence of this deponent subscribed his name at the end of said paper-writing which is now shown as aforesaid & which bears date of the 14th day of Feb. 1893.

And the deponent further saith that the said R. L. Porter, A. H. Lytle & W. H. Higgins the testator aforesaid did at the time of subscribing his name as aforesaid declare the said paper-writing so subscribed by him & exhibited to be his last will & Testament & this deponent did thereupon subscribe his name at the end of said will as an attesting witness thereto & at the request & 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 & at the time of deponent's subscribing his name as an attesting witness thereto as aforesaid the said M. M. Titworth was of sound mind & memory, of full age to execute a will & was not under any restraint to the knowledge information or belief of this deponent; And further these deponents do say not

R. L. Porter

A. H. Lytle

W. H. Higgins

Sworn & subscribed this 20th day of April 1893 before

my witness to the paper-writing now shown him purporting to be the last will & Testament of M. M. Litsworth that the said M. M. Litsworth in the presence of this deponent subscribed his name at the end of said paper-writing which is now shown as aforesaid & which bears date of the 14th day of July, 1893.

And the deponent further saith that the said R. L. Porter & J. H. Lyle & W. H. Higgins the testator aforesaid did at the time of subscribing his name as aforesaid declare the said paper-writing so subscribed by him & exhibited to be his last will & Testament & this deponent did thereupon subscribe his name at the end of said will as an attesting witness thereto & at the request & 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 & at the time of deponent's subscribing his name as an attesting witness thereto as aforesaid the said M. M. Litsworth was of sound mind & memory, of full age to execute a will & was not under any restraint to the knowledge information or belief of this deponent. And further these deponents to say no more.

R. L. Porter

J. H. Lyle

W. H. Higgins

Sworn & subscribed this 20th day of April 1893 before me.

Sam L Rogers

North Carolina, Macon Co. In the Superior Court

It is therefore considered & adjudged by the Court that the said paper-writing in every part thereof is the last will & Testament of M. M. Litsworth deceased. Let the said will together with the probate, be recorded & filed.

This 20th April 1893

Sam L Rogers

Clerk