

mind and memory but Considering the uncertainty of life do make and publish this my last will and testament

I do give and devise to my beloved wife

Margaret DeBerry all my lands lying on the East side of the Gray Road Crossing the bridge and running with said to my North line including my dwelling grist mill and all the other buildings on said land to her forever also give and bequeath to my beloved wife Margaret DeBerry all my flock of Horned Cattle Sheep and Hogs also all my household and kitchen furniture farming utensils to hold and enjoy forever

I hereby nominate Mason Porter and my beloved wife Margaret DeBerry as Executors and Administrators of this my last will and testament Signed and dated this Aug 9th 1876 in the presence of

W. Jordan E. Harley Benjamin DeBerry

Benjamin DeBerry
Will

This of North Carolina in the Probate Court

A paper writing purporting to be the last will and testament of Benjamin DeBerry deceased is exhibited before me the undersigned Judge of Probate for said County by Mason Porter, Executor named therein mentioned and the due execution thereof by the said Benjamin DeBerry by the oath and Examination of W. Jordan and E. Harley the Subscribing Witnesses; who being duly sworn doth 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 Benjamin DeBerry that the said Benjamin DeBerry in the presence of the deposing subscribers this name at the end of said paper writings which is now shown as aforesaid and which bore date of the Ninth day of August 1876. And the Deposent further deposes that the said Benjamin DeBerry the testator aforesaid did at the time of subscribing this name as aforesaid declare the said

paper writings 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 and at the time of the deponent subscribing his name as an attesting witness thereto as aforesaid the said Benjamin DeBerry was a sound mind and memory of full age to execute a will and was not under any restraint to his knowledge information or belief of this deponent; And further that deponent doth not

W. Jordan
E. Harley
Subscribed this 3rd day
of January 1876 before me
C. C. Wade
Probate Judge

North Carolina: In the Probate Court
in the matter of the will of Benjamin DeBerry
Malissa Hicks

Elizabeth Hicks being sworn doth say: That Malissa Hicks late of said County, is dead, having first made and published her last will and testament; and that James B. Ballard is the Executor named therein.

Further that the property of the said Malissa Hicks consisting of a small lot of household furniture and an undivided interest of 3 or 10 acres of land is worth about \$200 or so far as can be ascertained at the date of this application; and that Elizabeth Hicks is the party entitled under said will to the said property.

Sworn and subscribed
before me this 25th day of
January 1876

C. C. Wade
Probate Judge

Elizabeth Hicks

Malissa Hicks

Will