

Will as an attesting witness thereto, and on 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 deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said Hugh McCaswell was of sound mind and memory, of full age, capable a will, and was not under any restraint to the knowledge, information or belief of this deponent: And further these deponents say not.

A.B. McCaswell
John M. Fox

Sworn and
Subscribed, this 13th day of
Dec. 1894, before me
Jno. S. Lewis, Clerk
Superior Court

North Carolina }
Montgomery County } In the Superior Court.

It is therefore concurred and adjudged by the Court that the said paper writing and every part thereof is the last will and testament of Hugh McCaswell, deceased, and the same which the foregoing examination and certificate are order to be removed and filed - this Dec. 13th 1894.

J. S. Lewis Clerk
Superior Court.

State of North Carolina } Before J. S. Lewis
Montgomery County } Clerk Superior Court
In the matter of the last Will
of Dixon Deaton, deceased

J. M. Deaton and J. H. Deaton being duly sworn, doth say: That Dixon Deaton, late of said County, is dead, having first made and published his last Will and Testament, and that James M. Deaton and John H. Deaton are the Executors therein named.

Further, that the property of the said Dixon Deaton, dec'd, consisting of Real Estate and Personal Property is worth about \$1000.00 so far as can be ascertained at the date of this application; and that Elizabeth H. Deaton, widow, Children Thos Deaton, H. B. Deaton, J. M. Deaton, L. J. Smith, B. H. Deaton, D. A. Deaton, and John H. Deaton are the parties entitled under said Will to the said property.

Sworn to and subscribed
before me the 7th day of
May 1895
J. S. Lewis, C. S. C.

J. M. Deaton
J. H. Deaton

Dixon Deaton - Will.

I, Dixon Deaton, of the County of Montgomery and State of North Carolina, being of sound mind and memory, but considering the uncertainty of my earthly existence do make and declare this my last Will and Testament in manner and form following. That is to say,

- 1st That my Executors provide for my body a decent burial without pomp or state, according to the wishes of my dear wife and relatives and pay all burial and funeral expenses out of the money that may first come into their hands and pay all my lowly debts, if any there be, out of the money as a part of my estate which I shall hereafter name, whom I doubt not will manage with all requisite prudence as to my wretched estate
- 2nd. I give and bequeath to my beloved

wife, all my real and personal estate, dues, profits, and income, for her aye and support and comfort during her natural life, and it is my will and desire that my youngest son John H. Deaton shall take special care of her and treat her with all necessary kindness during the same; And at her decease, ³⁷ I give and bequeath to my youngest son John H. Deaton my half tract of land, located and bounded as follows: Beginning at the mouth of the Morris Spring Branch and running up the edge of the meadow on the north side of the meadow, ascending the meadow up to the horse hole, thence up said Spring Branch the various courses to the Spring, thence a direct course to the road leading from the house to the old Hedberry road, north but missing the tobacco barn on the south side thence up the road to E. J. Smith's line in said road, thence Westward with his lines ^{to} my own and J. J. Smith's line with said line to the Reitermick branch, thence down the branch the various courses of said branch to the line of the 50 acre Company tract, thence with said line eastward, to a post as by a baron to pine, thence with my lines and H. B. Deaton's to the River, thence up the River to the beginning. I also, ^{hereby} request to my son J. H. Deaton my Smith and Carpenter's tract I will and positively order that the balance of my estate, except the lands and ~~traces~~ ^{income} will be so divided so as for them to share and share alike from beginning to end. My son Thomas Deaton has had one hundred and seventeen acres, my son H. B. Deaton had fifty seven acres, my son J. M. Deaton, my daughter L. J. Smith, my son B. A. Deaton, my son D. A. Deaton, have received fifty seven acres ^{of} 57. It is my will that those who have received aye fifty seven acres, each shall have out of my

Deaton, Deaton
Will
J. M. J. H. Deaton
Admrs.

Deaton, Deaton
Will
J. M. J. H. Deaton
Admrs.

sixty seven acres each more, so as to make them equal with my son Thos. Deaton. If my estate has not out and if there is any left I will and desire that the balance ^{shall} be sold at private sale, or public auction by my executors at their discretion and equally divide among the heirs before named except my son J. H. Deaton who has his portion in the land and has devised to him. I do now constitute my two sons James M. Deaton and my son John H. Deaton Executors to this my last Will and Testament and trustees for my wife. In witness whereof I hereunto set my hand and seal. This the 23rd day of January in the year of our Lord, one thousand eight hundred and ninety five.

Deaton Deaton
Will
J. M. J. H. Deaton
Admrs.

State of North Carolina } ss. In the Superior Court.
Montgomery County

A paper, writing purporting to be the last Will and Testament of Deaton Deaton deceased, is exhibited before me, the undersigned Clerk of the Superior Court of said County by J. M. Deaton and J. H. Deaton the executors therein mentioned, and the due execution thereof by the said Deaton Deaton is proved by the oath and affirmation of Josiah Jordan and A. D. Jordan the subscribing witnesses thereto; who being duly sworn each depose and say, and each for himself depose and say that he is a subscribing witness to the paper writing now shown them purporting to be the last Will and Testament of Deaton Deaton, that the said Deaton Deaton in the presence of this deponent, subscribing his name at the end of said paper writing, now shown as aforesaid, and which is the date of the 23rd of January 1895.

the deponent further saith, that the said Dison Deaton 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 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 deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said Dison Deaton 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.

Severally sworn and subscribed this the 1st day of May 1890. before me
 J. B. Lewis C. S. C.

State of North Carolina } In Superior Court
 Montgomery County

In the matter of the Last Will of Dison Deaton.

It appearing to the Court by the oath and examination of Josiah Jordan and A. D. Jordan the subscribing witnesses thereto, that the paper writing propounded by the Executors therein named is the Last Will and Testament of Dison Deaton and that the same was duly executed by said Dison Deaton in the presence of said witnesses, and that at the time of signing the same the said Dison Deaton was of sound mind. It is therefore adjudged that the said paper writing be admitted to probate as the Last Will and Testament of the said Dison Deaton and the Executors therein named qualify as such. This the 1st day of May 1890.

J. B. Lewis, Clerk Superior Court

Deaton, Dison
 Will
 J. M. O. J. R.
 Deaton, Exrs

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Will of Henry Saunders.

I, Henry Saunders of the County of Montgomery and State of North Carolina. Oath to witness do make and declare this my last will and testament, in manner and form following: that is to say, Elizabeth Bean, my daughter, she be well paid for nursing and waiting on my wife Pacey and also for what she has done for me, and for all she does do hereafter for me during my natural life. Also my will is for Sam Huley and his wife, Lura, to be paid for what they have done and do for me during my natural life. Elizabeth Bean, Sam Huley, or Lury Huley must be paid out of my property, then claims against me or my estate. If it takes all my property, all my plans included to pay them and my burial expenses well and good. If there be any property left after the above named expenses are paid, I will it equally between my children, Elizabeth Bean, the wife of Elisha Saunders, Margaret Bean, C. S. Saunders, Eliza Jane Crawford has already had her share of my lands. The lands I mention are the lands upon which I now live, including all my dress will cover, after H. C. Crawford's is run off and the other land I have sold.

And lastly I do hereby appoint and constitute my trusty friend and grandson J. P. Bean my lawful Executor to this my last will and Testament according to the true intent and meaning of the same and every part and clause thereof, acknowledging and declaring said be when will by me heretofore made. In testimony whereof I, the said Henry Saunders do set my hand and seal, this the 2nd day of Feb. A.D. 1893 In the presence of Henry Saunders
 John H. Brown
 J. P. Bean

Will of
 Henry Saunders
 said