

on the back of a ditch and runs west to his line
near a spring containing 13 acres.

I give unto Francis Ewing, (15) ~~acres~~ five acres of
the same tract lying parallel with the line from the
mouth of the ditch to the corner near the spring.

I also give unto Francis Ewing the tract of land
that I bought of J. M. Ewing & Fannie Ewing where
she now resides.

I give unto Mary Tappan that married John Ewing
the Bal. of the tract of land which was released to me
by Fannie Ewing the whole contained 218 acres
of which Allen Tappan has got 13 acres & Fannie
Ewing 15 acres that leave for Mary Tappan 130 acres
The rest of my children has been provided for
before this.

I appoint Allen Tappan of Richmond County
Executor of this will.

In witness whereof I have signed, read, sealed
and published and declared this instrument
as my will at Masons Lodermill Pros Stone in
Richmond County on the 17th of January 1882
G. D. Tappan

The said G. D. Tappan at said Masons Lodermill
Pros Stone signed, 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 ~~been~~ ^{been} ~~acted~~ ^{acted}
our names as subscribing witnesses.

R. Bowdoin

W. A. Green

J. H. Lodermill

State of North Carolina
Montgomery County

In the Probate Court
A paper purporting to be the last will and
testament of G. D. Tappan deceased is exhibited before
me the undersigned Judge of Probate for said County
by Allen Tappan the Executor therein mentioned
And the due execution thereof by the said G. D. Tappan
by the oath and examination of R. Bowdoin
and W. A. Green two of the subscribing witnesses duly

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 G. D. Tappan
that the said G. D. Tappan in the presence of this depo-
nent subscribed his name at the end of said paper
writing which is now shown aforesaid and which
bears date of the 17th day of January 1882.

That the Deponent further saith that the said
G. D. Tappan the testator aforesaid did at the time
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
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 Deponents subscribing his name as
an attesting witness thereto as aforesaid, the said G. D.
Tappan was of sound mind and memory of full age &
without a will and was not under any restraint to
the knowledge, information or belief of this deponent.
And further that Deponents say not.

G. W. Bowdoin

Sworn and subscribed W. A. Green

this 3rd day of September 1883

before me C. G. Haddock

Probate Judge

Rush Martin
Sr's

Will,

R. T. Rush
Cpn

North Carolina Probate Court
Montgomery County Before C. G. Haddock
Probate Judge.

In the matter of the
Will of

Martin Rush senr.

That J. Rush being duly
sworn say that Martin Rush senr. late of said
County is dead, having first made and published
his last will and testament and that by the
tenor of said will the testator named affiant

execute this instead of agent as expressed
and he therefore applies for letters testamentary
as prescribed by law
Further that the property of the said Martin Rush
consisting of the personal and real estate mentioned
in said will is worth about \$10,000⁰⁰ so far
as can be ascertained at the date of this application
and that Mariah J. Rush widow of testator, Robt J.
Rush of the County of Montgomery and Martin
Rush of the County of Stanley all of the State of
North Carolina and Mrs Allen M. Williams, W. H.
Nichols Rush, Benjamin D. Rush, Grigsby Rush
Simon Rush and Poljere Rush children of the
said Martin Rush and by his first marriage all
residing in the Western States are the parties entitled
under said will to the said property.

Sworn to and subscribed

before me, this 27th day of } R. A. Rush
October 1883.

C. C. Waddell

State of North Carolina } Nov 1st 1877.
Montgomery County }

I, Martin Rush Senr of
the County of Montgomery and State aforesaid
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. Item 1st I give and bequest to
my wife Mariah J. Rush, all the plantation on
which I now live during her natural life, together
with all the stock household and kitchen furniture
also all the farming implements belonging to
the plantation. Item 2nd I will that my sons
Martin and Robt J. Rush, at the death of their
mother Mariah J. Rush, shall divide equally
all the personal property that shall be then
remaining on the place by choosing three
disinterested persons to divide the same
between them and they shall abide by
the division that shall be made by the said
three persons. Item 3rd It is my will that my

Rush Martin
Sr.
Will

son Robt J. Rush shall remain on the plantation
after my death and have care of his mother all the days
of her natural life. Item 4th I give and bequest
to my son Martin Rush all my lands lying south of
a line as follows. Beginning on a maple tree in corner
corner in the yellow line, thence down the various courses
of said branch to a pine cherry tree and then pointing
near the foot of blue hill. Thence a direct line to
Paswells old beginning corner Hickory. Thence a
direct line across Chews Creek to my son and
J. Luthers history corner Thence with DeSurgs plat
on the line adjoining J. Luthers Jas F. Green and others
according to DeSurgs general plat arrived to the
beginning. Item 5th I will and devise that my son
Robt J. Rush and his lawful children shall have
all my lands on both sides of Chews Creek lying north
of the line designated to my son Martin Rush according
to DeSurgs general plat. Provided that if my son
Robt J. Rush shall die without lawful issue that
my son Martin Rush if he chosen shall have all
the lands on which I now live on both sides of Chews
Creek. Provided he will be willing to let the lands
on Dee Dee River in Stanley County be sold and
divided amongst the children of my first wife
if not the lands which I will to my son Martin on
Chews Creek in Montgomery shall be sold and
divided and equally amongst the children
of my first wife and to my son Martin Rush shall
have all the lands which I now own in Stanley
County. Item 6th I give to my first children
two hundred acres more or less lying and being
in County of Montgomery on the waters of Mountain
and Males Creeks and one other tract lying on
the waters of Chews Creek adjoining Duris
Pool and others containing three hundred
acres more or less.
Item 7th I appoint my son Robt J. Rush my
agent to settle my debts and accounts and to
collect all notes and accounts due my estate and
divide the same equally among all my children.
In Witness whereof I, Martin Rush Senr do
hereunto set my hand and seal this 1st Nov
1877. Signed sealed published and declared

Rush
Martin Sr.
Will

the said Martin Rush sent in presence of us to be his last will and Testament.
who at his request and in his presence do
Subscribers our names as witnesses thereto
This day and date above written.

Martin Rush sent, Seal

Witnesses.

Allen McLeannan
A. P. Rush,

State of North Carolina ss. In the Probate Court,
Montgomery County ss. A paper purporting to be the last Will and
Testament of Martin Rush sent deceased, is
exhibited before me, the undersigned Judge of
Probate for said County, by A. P. Rush the
agent or executor therein mentioned, and the due
execution thereof by the said Martin Rush sent
by the oath and ratification of A. P. Rush the
Subscribing witness thereto (Allen McLeannan the
other subscribing witness having died), who being
duly sworn, both depose and say, and for
himself depose and saith, that he is a
Subscribing witness to the paper writing now
shown him, purporting to be the last will and
Testament of Martin Rush sent; that the said
Martin Rush sent, 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 first
day of November 1877.
And the Deponent further saith, That the
said Martin Rush sent 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 aforesaid
Subscribing his name as an attesting witness thereto,
as aforesaid, the said Martin Rush sent 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 say not.
A. P. Rush Seal

Sworn and subscribed
this 17th day of October
1883, before me

C. C. Wade

Probate Judge

State of North Carolina ss. In the Probate Court,
Montgomery County ss. A paper writing purporting to be
the last Will and Testament of Martin Rush sent
deceased, is exhibited before me, the undersigned,
Judge of Probate in and for said County, by A. P. Rush the
agent or executor therein named.
And it is thereupon proved, by the oath and exam-
ination of A. P. Rush that Allen McLeannan one of
the subscribing witnesses thereto is dead; and it is
further proved by the oath and examination of
the said A. P. Rush, that he is well acquainted
with the handwriting of Allen McLeannan and of
the said Martin Rush or having often seen them
write and that the name of the said Allen Mc-
Leannan subscribed as a witness to the said will
is in the proper handwriting of the said Allen
McLeannan; and it is also proved by the oath
and examination of the said A. P. Rush, that
the name of the said Martin Rush sent subscri-
bed to the said will as testator, is in the proper
handwriting of the said Martin Rush sent
and further this deponent saith not.
A. P. Rush Seal

Sworn and subscribed
this 17th day of October
1883, before me
C. C. Wade Jc

Rush
Martin Sr.
Will

Rush Martin
Sr
Will

Montgomery County. In the Probate Court.
In the matter of the will of Sarah I. Clark
Before C. C. Wadd
Judge of Probate

W. W. Hailley being duly sworn, doth say:
That Sarah I. Clark, late of said County, is dead,
having first made and published her last Will and
Testament; and that W. W. Hailley is the executor
named therein.

Further, that the property of the said Sarah I.
Clark consisting of personal and real is
worth about \$3000, so far as can be ascertained
at the date of this application; and that
Margaret McKenzie is the party entitled
under said Will to the said property.

Sworn to and subscribed
before me this 20th day of } W. W. Hailley
November 1883. }
C. C. Wadd }
Probate Judge }

at Sarah I.
Clark
W. W. Hailley
Exr

In the name of God Amen:

I Sarah I. Clark of the County of Montgomery and
State of North Carolina knowing the uncertainty of life,
and desiring to dispose of my worldly effects,
do hereby make and ordain the following as my
last Will and Testament, in manner and form
following to wit:

- 1st I desire that my body be buried in a
Christian like manner.
- 2nd I desire that all of my just debts be paid
by my executor.
- 3rd I give and bequeath unto my sister
Margaret McKenzie all of the property both real
and personal of which I may die seized and
possessed.

For the purpose of carrying into effect the provision
of the foregoing Will I hereby nominate constitute and
appoint my friend W. W. Hailley my executor, hereby
repealing all former Wills by me heretofore made.
In witness whereof I have hereunto set my
hand and affix my seal, this 28th day of April 1883
Signed & sealed in presence of S. I. Clark
W. W. Hailley
W. W. Hailley

State of North Carolina
Montgomery County. In the Probate Court.
A paper purporting to be the Last Will and Testament of
Sarah I. Clark deceased is exhibited before me, the undersigned,
Judge of Probate for said County, by W. W. Hailley
the executor therein mentioned, and the due execution
thereof by the said Sarah I. Clark by the oath and ex-
amination of R. W. Brookshire and J. N. Henry the
Subscribing witnesses thereto: who being duly sworn doth
depone and say, and each for himself depone and
saith, that he is a subscribing witness to the paper writing
now shown him purporting to be the last will and
testament of Sarah I. Clark; that the said Sarah
I. Clark, in the presence of this deponent, subscribed
her name at the end of said paper-writing, which
is now shown as aforesaid, and which bears date
of the 28th day of April 1883.

at Sarah I.
Clark
W. W. Hailley
Exr

And the deponent further saith, that the said Sarah
I. Clark the testatrix aforesaid, did, at the time of
subscribing her name as aforesaid, declare the said
paper-writing so subscribed by her and exhibit, to be
her 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 testatrix.

And this deponent further saith, that at the said time
when the said testatrix subscribed her name to the
said last Will as aforesaid, and at the time of
deponent's subscribing his name as an attesting wit-
ness thereto, as aforesaid, the said Sarah I. Clark was
of sound mind and memory of full age to execute a
Will, and was not under any restraint to the contrary
information or belief of this deponent; and further
these deponents say not.

R. W. Brookshire Teste
J. N. Henry Teste

Specially Sworn and subscribed
this 28th day of November 1883
before me C. C. Wadd
Probate Judge.