

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 & tools and enjoy forever

A witness hereunto I have called and my beloved wife Margaret DeBerry as Executor and Executrix of this my last will and testament Signed and sealed 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 of Guilford County
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 Proctor, Executor Margaret DeBerry the Executrix 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 thereto; 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 this deponent subscribed this name at the end of said paper writing which is now shown as aforesaid and which bore date of the Ninth day of August 1876. And the deponent further deposes that the said Benjamin DeBerry the testator aforesaid did at the time of subscribing this 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 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
Sincerely sworn and
Subscribed this 3rd day
of January 1876 before me
C. C. Wade
Probate Judge

In Guilford County: 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 his 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

Malissa Hicks
Will

Elizabeth Hicks

State of North Carolina, Montgomery County,
August the Sixteenth A.D. 1870.

I, Melissa Hicks of the County and State aforesaid, being of perfect mind and memory, Blessed be God, Amen, Do this day, make and ordain this my last will and Testament, in manner and form following That is to say: It is my Will and desire that my beloved Sister Elizabeth Hicks shall be, and I hereby do declare that she is my sole heir: and that she shall, after my decease inherit all and every thing that appertaineth to me, of my father's and mother's Estate, and of my own undivided effects, or in other words, I give and bequeath to my said beloved Sister, Elizabeth Hicks, all of my interest in the lands belonging to my father's Estate, and bequeathed to me by him, and also all of my interest in the personal Estate of my Mother, Catherine Hicks and bequeathed to me by her, and all and every thing that belongeth or appertaineth to me in any way, and I hereby nominate, constitute and appoint, my friend James B. Ballou, Sole Executor of this my last will and Testament the day and date given above written, Signed, Sealed, published and declared in presence of James B. Hicks, Malissa Hicks

State of North Carolina,
Montgomery County, In the Probate Court.
A paper purporting to be the last will and Testament of Malissa Hicks deceased is exhibited before me, the undersigned Judge of Probate for said County, by James B. Ballou, the Executor therein mentioned, and the due Execution thereof by the said Malissa Hicks by the oath and examination of William H. Jenkins and James B. Hicks the subscribing witnesses thereto; who being duly sworn, doth depose and say, and swear for himself, depose and say, and swear for him, purporting to be the last will and Testament of Malissa Hicks, that the said Malissa

in the presence of this deponent subscribed her name at the end of the paper writing which is now shown as aforesaid, and which bears date of the 16th day of August 1870. And the deponent further saith that the said Malissa Hicks the testator aforesaid, did at the time of and subscribing his name to aforesaid declare the said paper writing to be and 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, and at the time 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's subscribing his name as an attesting witness thereto, as aforesaid, the said Malissa Hicks was of sound mind and memory of full age to execute a will and was not under any restraint to the furnishing information or belief of this deponent; And further these deponents say no generally sworn and Malissa Hicks (Test) subscribed this 16th day of August 1870 of January 1876 before me
Probate Judge

Montgomery County: In the Probate Court.
In the presence of the said Probate Judge of Montgomery County, William H. Jenkins being sworn, doth say: That Wm. H. Jenkins of said County, is a dea having first made and published her last will and Testament and that William H. Jenkins is entitled to letters of Administration with the will annexed. Further that the property of the said Wm. H. Jenkins consisting of real and personal property is worth about \$250. So far as can be ascertained at the date of this application and that George Henry Pennell is the party entitled under said will to said property.

Malissa Hicks

W. H.

James B. Ballou
Will