

North Carolina
Trash County

Thomas J A Cooper one of the Subscribing witnesses to the foregoing will being dead it is provided by law that his hand writing in such case shall be proven before the court by some competent witness whereupon John J Kralie of the County and State aforesaid, being by me duly sworn does say that he is well acquainted with the hand writing of T J A Cooper and believes that his signature to the will is genuine

Sworn to before me Jan 27 1879

B H Sorsby
Probate Judge

688

North Carolina
Trash County,

April 30th 1879

I Sarah Brewer of the County and State aforesaid, widow of the late James Brewer do hereby enter my dissent to his last will and testament which is now a matter of record in the office of the Superior Court of Trash County

Witness
B H Sorsby
Probate Judge
of Trash County.

Sarah Brewer
widow

I Enos Rose being of Sound mind and memory do make this my last will and testament in manner and form as following to wit:

Item 1 It is my will and desire that all of my just debts be paid out of the first money that may come into the hands of my Executor & Executor here after named as part of my estate

Item 2 I leave to my beloved wife Mary Rose during her natural life or widowhood my home tract of land (containing two hundred and thirty seven acres) more or less and so much of my personal estate as is necessary for her comfort consisting of household and kitchen furniture horses cattle & cows corn fodder &c. Said articles of personal property to be allotted by three disinterested persons as commissioners to be selected by my Executor & Executor all the balance of my personal property except four beds and furniture which I give to my son Robt Rose one bed and furniture my daughters Sybby Turpie and Elizabeth one bed and furniture each to be sold at my death and become assets in the hands of my Executor & Executor

Item 3 After the death of my wife I leave to my son in law B F Edwards and his wife Peter's Edwards and their heirs all the real and personal property that I have leave to my wife in time and place provided however that the said B F Edwards shall take care of my beloved wife Mary Rose during her life in a proper and suitable manner and at her death the sum of two thousand dollars for the widow mention personal and real estate to heirs hereafter mentioned but in case the said B F Edwards should fail to comply with the above conditions then and in that case the said real and personal estate leave my wife in time and place shall be sold at her death and the proceeds disposed as hereafter mentioned

Item 4 I leave to my daughter Cherry Double one hundred dollars in money and after her death to her husband and to my son Joel Rose three hundred dollars and after his death to his lawful heirs and to my son Robt Rose one thousand dollars and after his death to his lawful heirs

It is my will and desire that all of my real and personal property not disposed of in the end of this will shall be sold at my death and after paying my just debts and the amounts specified in this will of said proceeds of sale the balance of said funds and the two thousand dollars to be paid by the said B. F. Edwards shall be equally divided between my daughters Sythy Rose Temple Rose and Elizabeth Rose and in case either one of said daughters should die without a lawful heir her share shall be equally divided between the other two and in case one of the others should die without a lawful heir her share shall descend to the surviving one the above mentioned shares to be held in the hands of B. F. Edwards during their single life but when any or either one of them shall Mary said Edwards is directed to pay over such an one her distributive share In case said B. F. Edwards should not take care of my beloved wife Mary Rose as is required in this will the third in this will the real and personal property should be sold then in that case I desire that my daughter Bessie Edwards wife of B. F. Edwards shall have equally in the distribution of my estate with my daughters Sythy Rose Temple Rose and Elizabeth Rose upon the same conditions Having given to my daughter Sallie Robbins Mary T. Rose and my son Morris Rose all that I intended before the writing of this will I now give them nothing. I hereby constitute my wife Mary Rose executrix and B. F. Edwards executor jointly to execute this my last will and testament in testimony whereof I have with set my hand & seal this 9th day of May 1879

Enos ^{his} Rose
mark
Signed, Sealed and delivered in
the presence of J. C. Harper
J. P. Jenkins
R. A. Sills

State of North Carolina } In the Probate Court
Hask County } June 9th 1879

A paper purporting to be the last will and testament of Enos Rose deceased is exhibited before me the undersigned Judge of Probate for said County by Mary Rose and B. F. Edwards the executors therein named and the due execution thereof by the said Enos Rose by the oath and examination of J. P. Jenkins and J. C. Harper the subscribing witnesses thereto who being duly sworn doth depose and say and each 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 Enos Rose that the said Enos Rose in the presence of this deponent subscribed his name at the end of said paper writing which is shown now as aforesaid and which bears date of the 9th day of May 1879 and the deponent further saith that the said Enos Rose 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 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 aforesaid the said Enos Rose 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

Signed Sealed and delivered in the presence of J. P. Jenkins Seal
J. C. Harper Seal
B. H. Dossy
Probate Judge