

that the said Thomas Mills in the presence of these deponents, subscribed his name at the end of said paper writing which now shown as aforesaid and which bears date of the 21st day of August 1888 and the deponents further say that the said Thomas Mills 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 these deponents did thereupon subscribe their names at the end of said Will as attesting witnesses thereto, and at the request and in the presence of the said Testator and these deponents further say 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 their names as attesting witnesses thereto as aforesaid, the said Thomas Mills 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 these deponents: and further these deponents say not.

W. W. Manning Real
John E. Manning Real

Severally sworn and
subscribed, this 21st
day of November
1888 before me
Geo. J. Morgan
Probate Judge

752

753

State of North Carolina
Nash County

I know all men I John E. Matthews being of sound mind and memory do make and declare this my last Will and Testament in manner and form following

- 1st That my Executors hereinafter named shall collect all rents, profits and accounts which shall be due me, and that they shall sell as much of my property as may be necessary to pay my just debts including my burial expenses
- 2^d I give devise and bequeath unto my beloved wife Nancy Matthews all of my property of every description, Real Personal & Mixed, of whatever nature or kind it may be to have and to hold and to use as she chooses during the term of her natural life subject only to the provision above made for paying my just debts.
- 3^d That after the death of my wife Nancy Matthews or in case I shall survive her, after my death, that is to say, after the death of both myself and wife, my Executors, hereinafter named, shall sell to the highest bidder, on such terms as they shall deem best, after proper advertisement and for thirty days, all the property of every description belonging to my estate, real, personal, and mixed, including all equities and advices which may belong thereto, and that they shall divide the proceeds of such sale equally among the following named of my children, to wit: my son John A. Matthews, My son Leason E. Matthews, My son John E. Matthews, My son Robert B. Matthews, My son Charles R. Matthews, and My daughter Julia Batchelor, or among their representatives or assigns.
- 4th Believing that in advances already made and expenses paid by me for them, my sons W. H. Matthews, B. F. Matthews and Wiley P. Matthews have already received as much of my estate as they deserve, I give them no part of my property

real, personal, or mixed
 I do hereby constitute and appoint my
 Sons, James A Matthews and Isham C
 Matthews Executors of this my last will and
 Testament, hereby revoking all other Wills
 heretofore made by me.
 In Witness whereof I have hereunto set
 my hand and Seal, This day of March
 15th A.D. 1885

John E. Matthews (Seal)

Legally sealed and declared
 by John E. Matthews to be
 his last Will and Testament
 in the presence of us,
 who, at his request and
 in his presence do
 subscribe our names
 as Witness thereto:
 E. J. Pullen
 W. L. Doyen
 J. D. Melton

753
 State of North Carolina }
 Nash County }
 A paper purporting to be the last Will and
 Testament of John E. Matthews Deceased is
 exhibited before me the undersigned, Judge
 of Probate for said County, by James A
 Matthews & Isham C. Matthews the Executors
 therein mentioned, and the due execution
 thereof by the said John E. Matthews by the
 oath and examination of E. J. Pullen and
 W. L. Doyen, 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, pur-
 ting to be the last Will and Testament of
 John E. Matthews, and the said John E.
 Matthews, in the presence of these
 deponents, subscribed his name at the
 end of said paper writing, which

now shown as aforesaid, and which bears date
 of the 15th day of March 1885. And the deponents further
 say: That the said John E. Matthews the Testator
 aforesaid, did, at the time of subscribing his
 name as aforesaid declare the said paper writing
 to be subscribed by him and exhibited, to be his last
 Will and Testament, and these deponents do thereunto
 subscribe their names at the end of said Will
 as attesting witnesses thereto, and at the request
 and in the presence of the said Testator. And
 the deponents further say, 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 their names
 as attesting witnesses thereto, as aforesaid, the
 said John E. Matthews 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 these deponents. And
 further these deponents say not.

E. J. Pullen (Seal)
 W. L. Doyen (Seal)

Personally sworn & subscribed
 this 17th day of November 1885
 before me
 John T. Morgan
 Probate Judge