

North Carolina, Washington County.

I Minnie Ainsley of the aforesaid County and State being of sound mind and considering the uncertainty of my earthly existence, do make and declare this my last will and testament.

First, My beloved husband shall after giving my body a decent burial and paying funeral expenses, pay all of my just and lawful debts that I may owe at the time of my death.

Second, I give and bequeath unto my beloved husband Charles all of my personal property of every kind and description to his only use forever also my farms known as the "River S. Phelps" beginning at the River Swamp at Sunset Creek, line thence two various courses of River Swamp to Char. Spruill his line along his line to Carrie Spruill to a red oak tree along Carrie Spruill's line to the main road thence along the road Eastwardly 20 ft. thence North along Danas Phelps line to Sunset Creek, line thence along his line to the first station containing sixty six acres more or less. To have and to hold the same in fee simple forever.

Third, It is my desire that my beloved husband shall have all of the residue of my estate if there be any at the time of my death to his only use forever, and I hereby revoke and declare all other wills made by me before to be void.

In witness whereof I the said Minnie Ainsley have hereunto set my hand and seal this 14th day of July, 1909.

Minnie Ainsley. (Seal)

Signed, sealed, published and declared by the said Minnie Ainsley to be her last will and testament in the presence of us, who at her request and in her presence and in the presence of each other, do subscribe our names as witnesses thus:

Van B. Martin.

W. A. Bateman.

(over)

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

A paper purporting to be the last will and testament of Minnie Ainsley, deceased, is exhibited before me the undersigned, Clerk of the Superior Court for said County, by Charles Ainsley, the beneficiary therein mentioned, and the due execution thereof by the said Minnie Ainsley by the oath and examination of Van B. Martin and W. A. Bateman, 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 Minnie Ainsley; that the said Minnie Ainsley 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 14th day of July, 1909.

And this deponent further saith, that the said Minnie Ainsley, the testatrix aforesaid, did at the time of subscribing her name as aforesaid declare the said paper-writing as subscribed by her and exhibited 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 said testatrix. And this deponent further saith, that at the same time when the said testatrix subscribed her 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 Minnie Ainsley was of sound mind and memory, of full age to execute a will, and was not under any restraint to the knowledge or information or belief of this deponent. And further this deponent say not.

Van B. Martin,

W. A. Bateman.

Severally sworn and subscribed, this 3d day of December, 1909, before me, C. W. Atkinson

Clerk Superior Court.

North Carolina, } ss. In the Superior Court,
Washington County.

It is therefore considered and adjudged by the Court that the said paper-writing and every part thereof is the last will and testament of Minnie Ainsley, deceased. Let the said will, together with its probate, be recorded and filed. This 3d day of December, 1909.
C. W. Atkinson, Clerk Superior Court