

Olymouth, N.C., Washington Co.
May, the 20, 1915.

A. Will of J. D. Moore, Sr.

I, J. D. Moore, being of my sound mind & memory do make publish & declare this to be my last will & testament to wit:

Ex. 1. all my just debts & funeral expenses shall be first fully paid.

Ex. 2. I give devise & bequeath all the rest residue & remainder of my estate both real & personal, to my beloved wife, Margaret Moore, to have & hold to her, my said wife & to her heirs & assigns forever.

Ex. 3. I nominate & appoint my said wife Margaret Moore, to be the Executor of this my last & testament, hereby revoking all former Wills by me made.

Ex. 4. & after the death of my wife Margaret Moore, I give, devise & bequeath one house & lot, known as the Fannie Hicks, lot 75-150 to my daughter, C. R. Faggan, the said lot joining J. H. McDaniel.

Ex. 5. I give devise & bequeath 1 house & lot known as the J. H. McDaniel, lot 75-150 ft. joining J. T. Gardner, to my daughter, R. J. Nichols.

Ex. 6. I give devise & bequeath 1 house & lot known as part of the Calera, Gilliam, lot 60-75 ft. joining Mary Gilliam, on the south, to my son Frank Moore.

Ex. 7. I give, devise & bequeath 1 store house & lot 25 ft. in front running to the river, known as part of M. J. Norman, lot on water st. To my son, Frank Moore, & all of my merchandise goods belong to my wife, Margaret Moore, & after my death, my son, Frank Moore, is to go in the store & take charge, if it is run, it & support the mother Margaret Moore, if she see fit to let him do so.

Ex. 8. I give devise & bequeath 1 house & lot known as J. D. Moore's, old place, joining A. Hatch, on the west & E. H. Spencer, on the east, 100 ft. in front 200 ft. long, I include, on 40 ft. by 50 ft. for a cemetery or graveyard, on the south east corner, & the rest of said house & lot, give to my daughter, R. J. Nichols.

Ex. 9. I give, devise & bequeath 1 lot & house, known as part of Dr. Norman, lot joining M. C. Lee, 50 ft. in front & 20 ft. long, to my daughter, C. R. Faggan.

Ex. 10. be it understood, giving this property, goes in defect after the death of my wife, Margaret Moore, if she be the longest live.

This will, is of my sound mind & memory.

My hand & seal,

J. D. Moore, Sr.

Joseph Cooper
John H. Lawrence
John H. Garret

An Amendment to the Original Will of J. D. Moore.

As an amendment to my original will, I hereby suppose the following notations which are to be regarded along with the will previously made by me.

I, John D. Moore, of the town of Olymouth, County of Washington, State of North Carolina, being of sound mind and memory, do make, publish and declare this my last will and testament to wit:

First, as I have sold the site on Water street (in the town of Olymouth), known as the M. J. Norman lot, I give, devise, and bequeath to my son, Frank Moore, in its place one (1) lot and store house, including the store fixtures, it contains. The goods & merchandise it shall contain are to go to my wife, Margaret Moore. The store and lot above mentioned are situated on Madison street with dimensions as follows: 35 feet wide, running along Madison street and 118 feet long projecting at right angle from said street.

Second, as I have sold the house and lot known as the Albert Hatch property on Railroad street, I give, devise, and bequeath to my daughter, Rebecca J. Nichols, in its place and as before noted, two (2) houses and one lot on Madison street lane, known as lot four (4). The dimensions of this lot are 50 feet wide and 200 feet long.

Note:- The property willed to Frank Moore is to be his as long as he keeps the taxes on the same. When he fails to do this, the property is to go to Agnes Smith and Rebecca Nichols, my daughters.

Signed: J. D. Moore,

Witness: E. J. Hayes,

J. H. Garret

G. L. Brown

This the 4th day of August in the Year of our Lord, One thousand nine hundred twenty eight,

In the matter of Will of } Affidavit.

J. D. Moore

E. J. Hayes, being first duly sworn, says:

That he is resident of the County of Washington State of North Carolina and has been for more than twenty (20) years.

That on or about the 4th day of August 1915, J. D. Moore called his attention to the fact that he had made his last will and testament, that conditions had changed since he made said will and that some of the property devised in said will had been sold by him and on account of said changed conditions and sale of property that he desired that you, affiant to write a codicil to said last will and testament which he did

under date aforesaid.

That at the time of the writing of said Codicil, the said J. D. Moore had your affiant to read said last will and testament in order to make the changes he wished.

That he has read the paper writing which has been exhibited to the Clerk of Superior Court of Washington County as the last will and testament of the said J. D. Moore and that he now recognizes said paper writing to be the same paper writing acknowledged and declared by the said J. D. Moore as being his last will and testament with Joseph Cooper, John H. Garret and John H. Garret subscribing their names as witnesses thereto.

E. J. Hayes.

Subscribed and sworn to before me.

This 4th day of April, 1933.

C. W. Ansborn, C. C.

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

A paper writing purporting to be the last will and testament and Codicil of J. D. Moore, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by Margaret Moore, the executrix therein mentioned, and the due execution thereof by the said J. D. Moore is proved by the oath and examination of Joseph Cooper, John H. Garret and E. J. Hayes, the subscribing witnesses thereto, who, being duly sworn, do depose and say and each for himself depose and swear that he is a subscribing witness to the paper writing now shown him purporting to be the last will and testament and Codicil of J. D. Moore, that the said J. D. Moore, in the presence of the deponent, subscribed his name at the end of said paper writing now shown as aforesaid, and which bears date of the 20th day of May 1918, and the Codicil dated the 4th day of August 1928.

And the deponent further saith that the said J. D. Moore 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 time when the said testator subscribed his name to the said last will and Codicil, as aforesaid, and at the time of the deponent's subscribing his name as attesting witness thereto, as aforesaid, the said J. D. Moore 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.

Joseph Cooper

John H. Garret

E. J. Hayes,

Solemnly sworn and subscribed,
This 4th day of April 1933, before me.

C. W. Ansborn,

Clerk Superior Court.

With Carolina, Washington County,

In the Matter of Will of }
J. D. Moore. } Judgment.

That whereas Margaret A. Moore, widow of the late J. D. Moore, has presented in the office of the Clerk of Superior Court of Washington County, paper writing purporting to be the last will and testament and Codicil of the late J. D. Moore, which Codicil was and is attached to said purporting will, both of which were found among the important papers of the said J. D. Moore, after his death which occurred on the 30th day of March 1933; that whereas the paper writing was signed by the said J. D. Moore upon typewriter, however, the subscribing witnesses thereto say, that said paper writing was acknowledged by the said J. D. Moore as his last will and testament and that he requested them to sign same as subscribing witnesses thereto which they did in his presence; that E. J. Hayes the writer of the Codicil has made affidavit that said J. D. Moore exhibited the said paper writing to him with request to him to read same and to write a Codicil thereto, which he did, and the said paper writing exhibited to the Clerk of Superior Court of Washington County for probate as the last will and testament of the late J. D. Moore and the Codicil thereto attached are the last will and testament and Codicil of the late J. D. Moore and recognized as such by the said J. D. Moore and that he signed said Codicil as a subscribing witness thereto, it is therefore, found, ordered, adjudged and decreed that the said paper writings exhibited are the last will and Codicil of the said J. D. Moore and adjudged and recognized as such by the said J. D. Moore.

This 4th day of April 1933,

C. W. Ansborn

Clerk Superior Court.

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North Carolina,
Washington County, } In the Superior Court

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 J. D. Moore, deceased and the same, with the foregoing examinations and this certificate, are ordered to be recorded and filed.

This 4th day of April, 1933,

C. W. Ambrose

Clerk Superior Court,

State of North Carolina,
Washington County, }

Be it remembered that on this the 25th day of January 1885, I Daniel Clifton of the State and County aforesaid being of perfect sound and disposing mind and memory, do make and ordain this my last will and testament in manner and form following, to wit:

Item 1st I give and Bequeath to my wife Mariah Clifton, the Land I purchased of Saml Newberry together with all other Real or Personal Estate of every description of which I may die seized and Possessed, to her and her heirs and assigns forever.

Item 2nd, I give and Bequeath to my son John A. Clifton, and to my son Daniel Clifton, and to my Daughter Ruth Davenport, and to my Daughter Elizabeth Ann Clifton and to my Daughter Sarah Clifton, and to the son of my Daughter Mariah Davenport, each Ten cents, and also to my Daughter Mary Phelps Ten cents.

I now nominate constitute and appoint my wife Mariah Clifton, and my friend Saml Newberry, sole Executors and Executor of this my last will and testament hereby revoking all other and former wills by me at any time heretofore made. In witness whereof I have hereunto set my hand and seal on the day and date above written.

Daniel ^{his} Clifton (Test)

Signed, sealed and delivered in presence of

Witnesses

S. P. Woodley

A. M. Davenport.

North Carolina, Washington County.

S. P. Woodley and A. M. Davenport, each and both, being duly sworn, say: That the said S. P. Woodley is now eighty three years of age and that the said A. M. Davenport is now seventy seven years of age; that both of your affiants are the sons of S. P. Woodley, whose genuine signature appears as a subscribing witness to the attached will of Daniel Clifton; that the said S. P. Woodley has been dead since about the year 1878 and that A. M. Davenport, the other subscribing witness appearing on said paper writing, has been dead since about the year 1883; that your affiants have no interest whatever in this matter; that your affiants are well acquainted with the handwriting of this said father, S. P. Woodley; and also with the handwriting of the said A. M. Davenport, having frequently seen their wills; that the said