

North Carolina, Washington County.

Know all men by these presents:

That I, Drue Penney Swain, a widow of the State and County aforesaid, being of sound mind and memory, but considering the uncertainty of my earthly existence, do make, publish and declare this as and for my last will and Testament, hereby revoking and declaring utterly null and void any and all other wills and Testaments by me heretofore made:

First: My executors hereinafter named shall give my body a decent and suitable burial and shall pay the costs and expenses of the same out of the first moneys coming into his hands belonging to my estate, together with any other just debts which I may owe at the time of my death.

Second: I give, devise and bequeath unto my beloved daughter Albetta Swain and Anne May Swain any and all chattel property which I may own at the time of my death the same consisting of wearing apparel, household and kitchen furniture, team farming implements, crop and provisions, money and any and all other personal property which I may leave at the time of my death the same to be equally divided between them share and share alike. I make this disposition of my personal property for the reason that my said two daughters have constantly remained with me and helped to take care of me and I feel like they have been of great help to me in accumulating such personal property as I may own at the time of my death.

Third: I hereby nominate and appoint my daughter, Albetta, as executor of this my last will and Testament with power and authority to execute the same according to the true intent and meaning of the same, hereby revoking and declaring utterly null and void any and all other wills and Testaments by me heretofore made.

In witness whereof, I, the said Drue Penney Swain, a widow, have hereunto set my hand and seal, this the 3d day of October, 1923.

Drue Penney Swain (Seal)

Signed, sealed, published and declared by the said Drue Penney Swain, a widow, 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 hereunto subscribe our names as attesting witnesses thereto.

George R. Colman
J. R. Cheson

(over)

State of North Carolina, }
Washington County. }
} in the Superior Court.
} Before the Clerk

A paper writing purporting to be the last will and Testament of Drue Penney Swain, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by Albetta Swain, the executrix therein mentioned, and the dissection thereof by the said Drue Penney Swain is proved by the oath and examination of George R. Colman and J. R. Cheson the subscribing witnesses thereto, who, being duly sworn, do depose and say and each for himself, deposited and said, that he is a subscribing witness to the paper writing now shown him, purporting to be the last will and Testament of Drue Penney Swain, that the said Drue Penney Swain, in the presence of this deponent, subscribed his name at the end of said paper writing now shown as aforesaid, and which bears date of the 3rd day of October, 1923.

And the deponent further saith that the said Drue Penney Swain 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 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 attesting witness thereto, as aforesaid, the said Drue Penney Swain 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 the deponent say not

George R. Colman

J. R. Cheson

Solemnly sworn and subscribed, this 2d day of January, 1924, before me.

C. V. W. Austin

Clerk Superior Court

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 Drue Penney Swain deceased and the same with the foregoing examination and this Certificate, are ordered to be recorded and filed.

This 2d day of January, 1924

C. V. W. Austin

Clerk Superior Court.

North Carolina, Washington County. Dec. 20, 1931.

In consideration of the blessings of love and affection bestowed upon me by my wife and the many invaluable services rendered by her to me during our married life and with the confidence that she will use it in as wise a manner as I could, I do hereby devise and bequeath to her, Mary C. Sawyer, my helpmeet, all my real and personal property, of whatever kind and nature. And I do hereby appoint her my lawful Executor, to execute this will, and advise her to seek Council, learned in the Law, in all matters connected herewith.

The testimony, whereby I have hereunto set my hand and seal and executed this my last will and testament in my own handwriting in my office in Plymouth, North Carolina, this the twentieth day of December, 1931.

Jerry A. Sawyer (decd)

Most of my valuable papers will be found in the same folder containing this will.

Jerry A. Sawyer

North Carolina, Washington County. Superior Court. Before the clerk.

As to the matter of the last will and testament

of Jerry A. Sawyer deceased.

The undersigned, each having been first duly sworn, says: that the paper writing hereto attached was found in the office of Jerry A. Sawyer, among his valuable papers and effects, after his death; that there is also attached hereto the envelop in which said paper writing was contained; that your affiants further avers that they are well acquainted with the handwriting of the said Jerry A. Sawyer, having often seen him write, and truly believe and so avers that the name of the said Jerry A. Sawyer, subscribed to the said will, and the said will itself, and every part thereof, is in the handwriting of the said Jerry A. Sawyer and your affiants further avers that the said handwriting is generally well known to the acquaintances of the said Jerry A. Sawyer; that your affiants further avers that the written notations on the back of the envelop hereto attached are also in the handwriting of the said Jerry A. Sawyer; that your affiants are not interested in the estate of the said Jerry A. Sawyer in any way and are not named as devisees or legatees in the said paper writing and are not related by blood or marriage to Mrs Mary C. Sawyer, widow of the said Jerry A. Sawyer; that your affiants well know the said Jerry A. Sawyer prior to his death and know that he was of lawful age to make a will and was of sound mind and memory.

J. H. Reid.

Geo. W. Hardison

H. C. Beam

(over)

Ake Adlin.

Sworn and subscribed to before me, this 12th day of February, 1931.

C. V. W. Anston

Clerk Superior Court.

North Carolina, Washington County.

Upon the proofs, it appearing to the Court and the Court finding the facts to be that J. H. Reid, George W. Hardison, H. C. Beam and Ake Adlin are competent, disinterested and credible witnesses, it is adjudged by the Court that the said paper writing, and every part thereof, is the last will and testament of Jerry A. Sawyer, and the same, with the proofs and this certificate, are ordered to be filed and recorded as such.

This the 12th day of February, 1931.

C. V. W. Anston

Clerk Superior Court.