

purporting to be the last will and testament of Dock Brown and that he saw Dock Brown execute this writing as his last will and testament, and that affiant attested it in the presence and at the request of said Dock Brown Dec'd; and at the time of its execution said Dock Brown was, in affiant's opinion, of sound mind and disposing memory; affiant further swears that P. C. Wilhelm, the other subscribing witnesses to said will, signed the same as a witness in the presence of affiant and that affiant saw him sign the same, and that said P. C. Wilhelm is now dead.

Robert Perryman

Sworn Subscribed
to before me
This June 8th 1912
J. C. Crater c.c.

North Carolina
Yadkin County

H. G. Woaten being duly sworn deposes and says that he is well acquainted with the handwriting of P. C. Wilhelm, one of the subscribing witnesses to the paper writing purporting to be the will of Dock Brown, Dec'd which is hereto attached Dated the first day of April 1909, having often seen him write, and that the name of the said P. C. Wilhelm subscribed as a witness to said will is in the genuine handwriting of the said P. C. Wilhelm.

Sworn Subscribed
to before me
This June 8th 1912
J. C. Crater c.c.

And therefore it is considered and adjudged by the Court that the said paper writing and every part thereof is the last will and testament of Dock Brown Dec'd.

and it is further ordered that the same with the foregoing examination and this certificate be recorded and filed this the 8th day of June 1912.

J. C. Crater
Clerk Superior Court.

A. P. Smitherman will

North Carolina
Yadkin County

I, A. P. Smitherman, of the aforesaid County, being of sound mind but considering the uncertainty of my earthly existence, do make and declare this my last will and testament:

First: My executor hereinafter named, shall give my body a decent burial, suitable to the wishes of my friends and relatives, and pay all my funeral expenses, together with all my just debts.

Second: I give and devise to my following named children, John Smitherman, Thomas Smitherman, James Smitherman, Robert Smitherman, Ellen Wall, Sarah Pandexter and Mattie Patterson all my real estate wherever situated, to be equally divided among them, share and share alike - one seventh each. Third: I hereby constitute and appoint my son, Robert Smitherman, my lawful executor to all intents and purposes, to execute this my last will and testament, according to the true intent and meaning of the same, and every part and clause thereof, hereby revoking and declaring void all other wills and testaments by me heretofore made. In witness whereof, I, the said A. P. Smitherman, do hereunto set my hand and seal this the 17th day of April 1911.

A. P. Smitherman (seal)
Signed, sealed, published and declared by the said A. P. Smitherman to be his last will and testament in the presence of us who at the

in his presence, and in the presence of each other, do
subscribe our names as witnesses thereto.

John H. Reece
J. M. Whittington
Probate

State of North Carolina } In the Superior Court
Fadkin County }

A paper purporting to be the last will
and testament of A. P. Smitherman deceased, exhibited
before me, the undersigned, Clerk of the Superior Court
for said County, by the said Smitherman the executor therein
mentioned, and the due execution thereof by the said
A. P. Smitherman by the oath and examination of
J. M. Whittington and J. H. Reece 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 A. P. Smitherman
that the said A. P. Smitherman in the presence of this
deponent subscribed his name at the end of said paper-
writing, which is now shown as aforesaid, and
which bears date of the 17th day of April 1911.

And the Deponent further saith, that the said
A. P. Smitherman 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 same 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, as aforesaid, the said
A. P. Smitherman 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.

Sincerely sworn and
subscribed, this 31st
day of May 1912, before
me, R. B. Patton Deputy
Clerk Superior Court }

J. M. Whittington
J. H. Reece

North Carolina } In the Superior Court
Fadkin 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 A. P. Smitherman deceased.
Let the said will, together with the probate, be recorded
and filed. This 1st day of July 1912.

J. B. Patton
Clerk Superior Court