

North Carolina { In The Superior Court  
Yadkin 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 L.B. Mathis deceased  
Let the said will together with the probate  
be recorded and filed. This 17 day of Nov 1902

W. D. Hall

Clerk Superior Court

I, Daniel Hoots of the County of Yadkin in the State  
of North Carolina being of sound mind but weak in body  
do make this my last will and testament.

First - I will and bequeath unto my son Minfield Hoots  
all of my real estate to him his heirs and assigns except  
my home place where I live which I will to his son  
Everitt Hoots his heirs upon condition that when he arrives  
at the age of twenty one years he is to pay to each of the chil-  
dren of Louisa Sherman and Phisa Sherman the sum of Ten  
dollars each - It being my desire that the home place  
remain of ~~my~~ <sup>of</sup> L. B. Hoots be kept in the Hoots family.

Second. I will unto Minfield Hoots one good bed and  
68<sup>1/2</sup> tins of dinnerware

and one DD Sherman pl. Covering

to said Cloth under the  
wid. This mode

25/1911  
DD Sherman by  
Debutte City

Third. I will that the balance of my personal prop-  
erty except notes, money and accounts be divided equally  
between my three children Minfield Hoots, Phisa Sherman,  
and Louisa Sherman by Thos. C. Phillips, Francisco Danner  
and Mrs. Frank Danner.

Fourth. I will unto Louisa Sherman eleven hundred  
dollars, one hundred dollars of this amount to be paid  
her in gold.

Fifth. I will unto Phisa Sherman my buggy.

Fifth. I will that if there is any money on hand  
after paying the above bequest that it be equally  
divided between my three children.

Reposing trust and confidence in Francisco M.  
Danner I hereby make, constitute him my executor  
to this will.

In testimony whereof I have hereunto set my hand  
and seal, this Dec. 31, 1897.

D. Hoots. (signed)

Witnesses  
Thos. C. Phillips -  
F. M. Danner -

Said of Carroll Hoots \$10.00  
accarding to will and  
for service performed  
\$10.00 - under the said will the sum of  
the business as will be paid by  
John Danner exec. & secretary  
John Danner \$10.00

Said of Carroll Hoots  
for service performed  
\$10.00 - under the said will the sum of  
the business as will be paid by  
John Danner exec. & secretary  
John Danner \$10.00

I, Daniel Hoots of Yadkin County being of sound  
mind, confirming the above do make this as a codicil  
to the above.

In the above paragraph in speaking of my home place  
is meant the place on which I live and John Danner  
place, and if the said Everitt Hoots should die before  
he marries and have issue then said home place is to  
go to Jems Hoots (son of Minfield Hoots) his heirs forever.

I further will to Minfield Hoots one bureau now in

my house with glass knobs.

I further will that my place with tools be and remain on my house place, and all my farming tools is to remain on my house place and go with it.  
Witness -

S. Hoots.

Thos. C. Phillips.  
F.M. Danner.

### Probate

State of North Carolina }  
Yadkin County } In the Superior Court.

A paper purporting to be the last will and testament of S. Hoots deceased, is exhibited before me the undersigned Clerk of the Superior Court for said County, by Francis M. Danner, the executor therein mentioned and the due execution thereof by the said S. Hoots by the oath and examination of Francis Danner the subscribing witness thereto, who being duly sworn doth 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 S. Hoots, that the said S. Hoots in the presence of this deponent subscribed his name at the end of said paper writing which was now shown as aforesaid, and which bears date of the 31 day of December 1897.

And the deponent further saith, that the said S. Hoots, 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 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 S. Hoots was of sound mind and memory of full age to execute a will and was not under any constraint to the knowledge, information or belief of this deponent - And

further these deponents say not.

F.M. Danner

Sworn & subscribed this  
16 day of Dec. 1902, before me }  
W.A. Hall, Clerk }  
Superior Court.

North Carolina }  
Yadkin County }

J.M. Phillips being duly sworn deposes and says, that he is well acquainted with the hand writing of Thos. C. Phillips, having often seen him write and sign his name, and that the signature of Thos. C. Phillips, as a subscribing witness, to the last will and testament of S. Hoots, dated Dec. 31st, 1897 is the genuine signature of Thos. C. Phillips, and that the said Thos. C. Phillips is now dead.

J.M. Phillips

Sworn & subscribed to  
before me, this the 18<sup>th</sup> day }  
of Dec. 1902 - }  
W.A. Hall, b.b.

North Carolina }  
Yadkin County }

J.M. Phillips being duly sworn says, that he is well acquainted with the hand writing of S. Hoots, having often seen him sign his name and his signature to a paper writing purporting to be his last will and testament dated Dec. 31, 1897, is his genuine signature.

J.M. Phillips

Sworn & subscribed to  
before me, this the 18 day }  
of Dec. 1902 - }  
W.A. Hall, b.b.

North Carolina }  
Yadkin County } In the Superior Court.

A paper writing purporting to be the last will and testament of S. Hoots dec'd, by Francis M. Danner, the executor therein named, and it is therupon proved by the oath and examination of J.M. Phillips, that Thos. C. Phillips, one of the

subscribing witness thereto is dead. And it is further proved by the oath and examination of the said J.M. Phillips that he is well acquainted with the handwriting of Thos. C. Phillips, having often seen him write and that the signature of Thos. C. Phillips, as a subscribing witness to the last will and testament of D. Hoots, dated Dec. 31-1897, is the genuine signature of Thos. C. Phillips.

And it is also proved by the oath and examination of J.M. Phillips that he is well acquainted with the hand-writing of D. Hoots, having often seen him sign his name and that his signature to a paper writing purporting to be his last will and testament dated Dec. 31, 1897, is his genuine signature.

This Dec. 18-1902.

W.H. Hall, Esq.

North Carolina }  
Yadkin County } On 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 D. Hoots, deceased.

Let the said will together with the probate be recorded and filed - This 18 day of Dec. 1902.

W.H. Hall  
clerk supr. court.

State of North Carolina }  
Yadkin County } On the Supr. Court.

A paper purporting to be a Codicil to the last will and testament of D. Hoots deceased is exhibited before me, the undersigned, clerk of the superior Court for said county by Francis M. Dauner, the executor therein mentioned, and the due execution thereof by the said D. Hoots by the oath and examination of Francis M. Dauner, the subscribing witness thereto, who being duly sworn, doth depose and says that he is a subscribing witness to the Codicil a paper writing now shown him purporting to be a codicil to the last will and testament of D. Hoots; that the said D. Hoots in the presence of this deponent subscribed his name at the end of said Codicil a paper writing which is now shown as aforesaid.

And the deponent further saith, that the said D. Hoots

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 a codicil to his last will and testament, and this deponent did thereupon subscribe his name at the end of said codicil 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 codicil of said last will as aforesaid, and at the time of the deponent subscribing his name as an attesting witness thereto, as aforesaid the said D. Hoots 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 this deponent say not.

J.M. Phillips

Sworn and subscribed,  
this, 18 day of Dec. 1902.  
before me. W.H. Hall, Clerk  
Superior Court

North Carolina }  
Yadkin County }

J.M. Phillips being duly sworn says, that he is well acquainted with the hand-writing of D. Hoots, having often seen him sign his name and his signature to the codicil of a paper writing purporting to be his last will and testament is his genuine signature.

J.M. Phillips

Sworn & subscribed to before  
me, this the 18 day of Dec. 1902. }  
W.H. Hall, Esq.

North Carolina }  
Yadkin County }

J.M. Phillips being duly sworn says that he is well acquainted with the hand-writing of Thos. C. Phillips, having often seen him write and sign his name, and that the signature of the said Thos. C. Phillips as a subscribing witness to the codicil of the last will and testament of D. Hoots is the genuine signature of the said Thos. C. Phillips, and the said Thos. C. Phillips is now dead.

J.M. Phillips

Sworn & subscribed to before  
me, this the 18 day of Dec. 1902. }  
W.H. Hall, Esq.