

I J. S. Fleming of the County of Walker and State of North Carolina, being of sound mind and memory; and considering the uncertainty of my earthly existence do make and declare this my last will and Testament in manner and form following, that is to say.

First that my executor hereinafter named shall provide for my body a decent burial suitable to the wishes of my relatives and friends and pay all expenses together with my just debts to whomsoever owing out of the money that first come into her hands as a part or parcel of my estate.

Item 2nd I give and devise to my mother Elizabeth Jane Fleming the following slaves to wit: One on John W. Hobson and J. S. Fleming for one hundred & twenty dollars, also one on A. M. Fleming for one hundred dollars, and one on D. C. Norman for sixty dollars, and one on R. L. Pinckney & D. A. Martin for two hundred and one on J. V. Fleming for two hundred and fifty dollars together with such other notes or accounts as may be due one at my death and also all moneys or personal property of any description whatever of which I may be seized.

Item 3rd and lastly I do hereby constitute and appoint my mother Elizabeth Jane Fleming my lawfull executrix 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 utterly void all other wills and Testaments by me hitherto made.

In witness whereof I said J. S. Fleming do hereunto set my hand and seal.

This 3rd day of May, A.D. 1889

Signed sealed published and declared by the said J. S. Fleming to be his last will and Testament in the presence of us who at his request and in his presence do subscribe our names as witnesses thereto.

D. C. Norman sr.
J. H. Allen

J. S. Fleming ^{his} mark

State of North Carolina) In Superior Court
Yadkin County }

A paper writing purporting to be the last will and Testament of J. S. Fleming deceased is exhibited before me, the undersigned J. Hampton clerk of the Superior Court in and for said county by Elizabeth Fleming the executing therein named and the due execution thereof by the said J. S. Fleming by the oath and examination of J. H. Allen & D. C. Norman the subscribing witnesses thereto, who being duly sworn doth depose and say and each for himself that he is a subscribing witness to the paper writing now shown him purporting to be the last will and Testament of J. S. Fleming. That the said J. S. Fleming 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 on the 13 day of May 1889.

And the deponent further saith that the said J. S. Fleming the testator aforesaid did at the time of subscribing his name as aforesaid declare the said paper writing 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 an attesting witness thereto as aforesaid the said J. S. Fleming 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 these deponents say not

sworn and
subscribed this 25 day
of May 1889 before me
J. Hampton C. C.

D. C. Norman (seal)
J. H. Allen (seal)