

North Carolina, Haywood County.

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

First, My executrix, hereinafter named, shall give my body a decent burial, suitable to the wishes of my friends and relatives, and pay all funeral expenses, together with all my just debts, out of the first money which may come into her hands belonging to my estate;

Second, I desire that my wife shall have full control of all my property that I die possessed of, both personal and real, so long as she lives, at her death to be equally divided among my children, namely, J. S. Sayre, Mary S. Sayre, Eliza W. Sayre, B. F. Sayre and Helen M. Sayre,

Third, I hereby constitute and appoint my beloved ^{Martha E. Sayre} wife, my lawful 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 heretofore made.

In witness whereof, I, the said W. A. Sayre, do hereunto set my hand and seal This 4th day of Nov. 1899

W. A. Sayre

Seal

Signed, sealed, published and declared by the said
W. A. Sayre 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,

Charles M. Orr
D. J. L. Smathers
H. N. Luntz

Durham COUNTY—In the Superior Court.

IN THE MATTER OF THE WILL OF }
Wm A Sayre }
Martha E. Sayre }
 being duly sworn, doth say:
 That *Wm A. Sayre*, late of said County, is dead, having first made and published his last Will and Testament; and that *she Martha E Sayre* is the executory named therein.
 Further, that the property of the said *Wm A. Sayre* consisting of ~~real and personal~~ *property* is worth about \$*300.00*, so far as can be ascertained at the date of this application, and that *Martha E. Sayre, J. S. Sayre, Mary S. Sayre, Ruth W. Sayre, B. F. Sayre and Helen M. Sayre* are the parties entitled under said Will to the said property.

Sworn to and subscribed before me, this *15th* day of *Oct*, 190*3*
Wm A. Sayre
 Clerk Superior Court.

Martha E. Sayre

STATE OF NORTH CAROLINA, } ss. In the Superior Court.
Durham County.

I, *Martha E. Sayre*, do swear (or affirm) that I believe this writing to be and contain the last Will and Testament of *Wm A. Sayre*, deceased; and that I will well and truly execute the same by first paying his debts and then his legacies, as far as the said estate shall extend, or the law will charge me, and that I will well and faithfully execute the office of an executor agreeable to the trust and confidence reposed in me, and according to law: so help me, God.

Sworn and subscribed before me, this *15th* day of *Oct*, 190*3*
Marcus E. Swain
 Clerk Superior Court.

Martha E. Sayre

North Carolina.)
Buncombe County.)

In the Superior Court.
Before the Clerk.

" 2 " " " " " " " " " " " " " " " "

In Re. "

~~Last~~ Will of Wm. A. Sayre. "

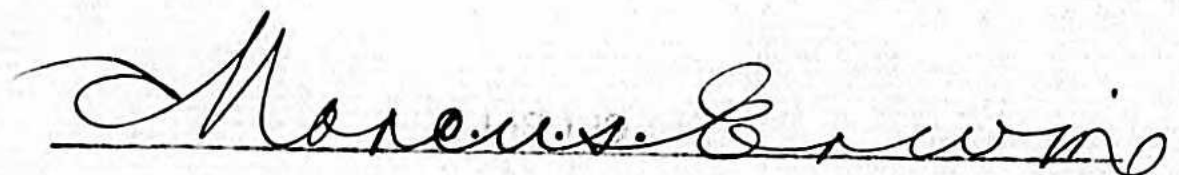
" " " " " " " " " " " " " " " "

After hearing and considering the foregoing proofs by Chas. M. Orr and H. N. Sentelle of the execution of the Last Will of Wm. A. Sayre.

It is considered, ordered and adjudged that said paper-writing and every part thereof is the Last Will and Testament of Wm. A. ~~Sayer~~, and as such is ordered with all the proceedings had, probating same, ~~shall~~ ^{to} be recorded:

It is further ORDERED that Letters Testamentary issue unto Martha E. ~~Sayer~~, the Executrix therein named.

This October 15, 1903.



C. S. C.

State of North Carolina,

ss.

IN THE SUPERIOR COURT.

Buncombe COUNTY.

A paper purporting to be the Last Will and Testament of Wm A. Sayre
deceased, is exhibited before me, the undersigned Clerk of
Court for said County, by Martha E. Sayre the executrix
therein mentioned, and the due execution thereof by the said
Wm A. Sayre by the oath and examination of
Charles M. Orr and H. N. Suttle
the subscribing witnesses

thereto: who being duly sworn, doth depose and say, and each for himself deposeth and
saith, that he is subscribing witness to the paper-writing now shown him, purporting to be
the last will and testament of Wm A. Sayre
that the said Wm A. Sayre, in the presence of this deponent,
subscribed his name at the end of said paper-writing which now shown as aforesaid, and
which bears date of the 4th day of November, 1899.

And the Deponent Further saith, That the said Wm A. Sayre
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 testa-
tor subscribed his name to the said last Will as aforesaid, and at the time of deponent's
subscribing his name as an attesting witness thereto, as aforesaid, the said
Wm A. Sayre 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.

Charles M. Orr [SEAL.]

H. N. Suttle [SEAL.]

[SEAL.]

Severally sworn and subscribed this 30th
day of September, 1899, before me.
Marcus Erwin C. S. C.
H. J. B. Cain N. C.

Buncombe County:—In the Superior Court.
STATE OF NORTH CAROLINA,

To all whom these Presents shall come--GREETING:

It being satisfactorily proven to the undersigned, Clerk of the Superior Court for Buncombe County, that Wm Aspre late of said County, is dead, having made his last Will and Testament, which has been admitted to Probate (a true copy whereof is hereunto annexed), and Martha Aspre the Execut~~rix~~ named therein, having qualified as such according to law:

Now these are therefore to empower the said Execut~~rix~~ to enter in and upon all and singular the goods and chattels, the rights and credits of the said deceased, and the same to take into possession, wheresoever to be found, and all the just debts of the said deceased to pay and satisfy: and the residue of said estate to distribute according to the directions of said Will:

Witness my hand and the seal of said Court, this the 15th

day of Oct 1890

Wm Aspre

Clerk of the Superior Court.

Every executor, administrator and collector, within three months after his qualification, shall return to the Clerk on oath, a just, true and perfect inventory of all the real estate, goods and chattels of the deceased, which have come to his hands, or to the hands of any person for him, which inventory shall be signed by him and recorded by the Clerk. He shall also return to the Clerk, on oath, within three months after each sale made by him, a full and itemized account thereof, which shall be signed by him and recorded by the Clerk.

When further property, not included in any previous return, shall come to the hands or knowledge of any executor, administrator or collector, he must cause the same to be returned within three months after the possession or discovery thereof.

Every executor, administrator, collector and guardian shall, within twelve months from the date of his qualification or appointment, and annually, so long as any of the estate remains in his control, file, in the office of the Clerk of the Superior Court an inventory and account, under oath, of the amount of property received by him, or invested by him, and the manner and nature of such investment, and his receipts and disbursements for the past year in the form of debit and credit. He must produce vouchers for all payments. The Clerk may examine on oath such accounting party, or any other person, concerning the receipts, disbursements, or any other matters relating to the estate; and having carefully revised and audited such account, if he approve the same, he must endorse his approval thereon, which shall be deemed *prima facie* evidence of correctness.—The Code, Sections 1396, 1398, 1399.

Martha E. Sayre

1903

Record of Wills II

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