A TRUE COPY
Asst. CLERK OF SUPERIOR COURT
HAYWOOD COUNTY, NORTH CAROLINA

Last Will and Testament of

Davidson County WILL
Recvd: 10/01/03 10:22 4pgs
Fees:22.00 Taxes:0.00
20031001-0144739

FILED
OCT 23 PM 3:59
BY

I, HATTIE FRAZIER SMOTHERMON, a resident of Haywood County, North Carolina, being of sound mind and memory, do hereby revoke all wills and codicils heretofore made by me, and do hereby make, publish and declare this to be by Last Will in manner and form as follows:

ARTICLE I

I direct that all of my just debts, my funeral expenses, including the costs of a suitable monument at my grave, inheritance taxes, and the cost of administration of my estate be paid out of the assets of my estate as soon as practicable after my death.

ARTICLE II

I will, devise and bequeath all of my property of every sort, kind and description, real, personal and mixed, tangible and intangible, to my nephew, JOSEPH ROY TURNER, JR. absolutely and in fee simple.

ARTICLE III

In the event that my nephew, JOSEPH ROY TURNER, JR., should predecease me, then and in that event only, I will, devise and bequeath all of my Property of every sort, kind and description, real, personal and mixed, tangible and intangible, equally to my great nieces, KIMBERLY GREGG MATHIS, AMANDA JENNINGS TURNER and JENNIFER TURNER COBB, absolutely and in fee simple. If either of my great nieces predecease me, then and in that event, his or her share shall pass to the surviving great niece(s).

ARTICLE IV

I hereby constitute and appoint my nephew, JOSEPH ROY TURNER, JR., as Executor of this my Last Will. He shall have full power and authority to sell any property and to execute the necessary instruments therefore, and to do any act which in his opinion is reasonably necessary for the proper administration of my estate, all without prior approval or order of the Court.

And I do further provide that if my Executor be not living at the time of my death, or declines to serve, or for any reason is unable to act or dies before my estate is fully administered, then and in either of said events and thereafter, KIMBERLY GREGG MATHIS shall become, be and act as Executrix of this my last Will with all of the duties, powers and authority herein given to the original Executor.

No bond shall be required of my Executor or Executrix.

IN TESTIMONY WHEREOF, I, HATTIE FRAZIER SMOTHERMON, the Testatrix have signed one preceding typewritten page, which together with this page, constitutes this my Last Will, and do hereby set my hand and seal, this 5 day of June, 1998.

Hattie F Smotherman (SEAL)
HATTIE FRAZIER SMOTHERMON

The foregoing instrument was signed, sealed, published and declared by HATTIE FRAZIER SMOTHERMON, as her Last Will and testament, in the presence of each of us, who at her request and in her presence and in the presence of each other, subscribe our names hereto as Witnesses on the day of the date hereof; and we declare that at the time of the execution of this instrument, HATTIE FRAZIER SMOTHERMON, according to our best knowledge and belief, was of sound mind and disposing memory and under no constraint.

James H Moore Jr. residing at Waynesville, N.C.

Karen Batick residing at Clyde, NC

NORTH CAROLINA - Haywood County

We, HATTIE FRAZIER SMOTHERMON, James H. Moore Jr. and Karen Batick, The Testatrix and the Witnesses respectively, whose names are signed to the foregoing instrument, were sworn and declared to the undersigned officer that the Testatrix signed this instrument as her Last Will, that she signed, and that each of the Witnesses, in the presence of the Testatrix, and in the presence of each other, signed the Will as a Witness.

Hattie F Smotherman — Testatrix

James H Moore Jr. — Witness

Karen Batick — Witness

Subscribed and sworn to before me by HATTIE FRAZIER SMOTHERMON, the Testatrix, and by James H. Moore, Jr. **and** Karen Batick **, the Witnesses, on this** 5th **day of** June **, 1998.**

Rachel S. Dotson
Notary Public

My Commission Expires:
11/1/99

Rachel S. Dotson
Notary Public
Haywood County, N.C.

STATE OF NORTH CAROLINA

File No. 01 E 149

Film No. 2006 196

HAYWOOD County

FILED
01 MAR 30 PM 3:59

In The General Court Of Justice
Superior Court Division
Before The Clerk

IN THE MATTER OF THE ESTATE OF:

Name Of Decedent

HATTIE FRAZIER SMOTHERMON

BY

CERTIFICATE OF PROBATE

Date Of Purported Will

JUNE 5, 1998

G.S. 31-1

A paper-writing dated as indicated above, purporting to be the Last Will and Testament or codicil thereto of the above named deceased has been exhibited before me. Sufficient proof of the due execution thereof has been taken in the self-proving paper-writing or as set forth in the accompanying affidavits which are incorporated and made a part hereof.

It is Adjudged that the paper-writing and every part thereof is the Last Will and Testament or codicil thereto of the deceased, and the same is ordered admitted to probate.

Date

3/30/01

Signature

X ☐ *Assistant CSC* ☐ *Clerk Of Superior Court*

A TRUE COPY
Asst CLERK OF SUPERIOR COURT
HAYWOOD COUNTY, N.C.

AOC-E-304
Rev. 5/96