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WHEREAS, Sarah Ann Croft, late of the County of Greenville, in the State of South Carolina, died on the fourth day of May, 1896, leaving a last will and testament which has been duly admitted to Probate in said County and State, to the record of which and of the Probate thereof, reference is hereby made for fuller particulars; and WHEREAS, in said last will and testament said testatrix appointed the undersigned and the late Franklin Coxe, Senior, under the following cause thereof, to wit: " I appoint as executor of this my will, Franklin Coxe, Senior and Tench Coxe, and I appoint as Trustees of my will, Franklin Coxe, Senior and Tench Coxe of the State of North Carolina. The trustees shall have power, until the shares respectively vest absolutely in some person of full age, of investing, calling in and changing investments. They may, without incurring liability for so doing, invest in railway and other similar securities within and without the State. In case of death, resignation or refusal to act, of a Trustee, the other trustees acting under this will shall, from time to time appoint one or more trustees in the place of the trustee dying, resigning or refusing to act, so that there shall be two trustees at least, acting under the Will". And WHEREAS, the said Franklin Coxe, Senior and the undersigned duly accepted the trust imposed upon them by said last will and testament, and duly qualified thereunder as Trustees according to the provisions thereof, and according to law, and WHEREAS, since the date of the qualification of said Franklin Coxe, Senior and the undersigned as trustees under the last will and testament as aforesaid, Franklin Coxe, Senior has died and Francis S. Coxe was duly appointed by the undersigned as Trustee in the place and stead of the said Franklin Coxe, Senior, deceased, and duly accepted the trust imposed by such appointment and by said last will and testament, and according to law, and has since said appointment, died, and it thereupon becomes the duty of the undersigned under the provisions of said last will and testament, above quoted to appoint a trustee in the place and Stead of Francis S. Coxe deceased as aforesaid, NOW THEREFORE, in consideration of the premises and by virtue of the power and authority vested in me, under the provisions of the said last will and testament and in execution thereof, I Tench C. Coxe, surviving trustee under the last will and testament of Sarah Ann Croft, deceased, do hereby nominate, constitute and appoint John C. Mills, of Rutherfordton, in the County of Rutherford and State of North Carolina, Trustee under the last will and testament of the said Sarah Ann Croft, deceased in the place and stead of the late Francis S. Coxe, former trustee as aforesaid, with all the powers, rights, duties, responsibilities and authority therein contained and imposed upon said former Trustee, and no other, and this instrument shall be the full warrant and authority of said John C. Mills for assuring and exercising the powers and duties of said Trusteeship, and conclusive evidence of his appointment as such trustee. This instrument is executed in triplicate. IN WITNESS WHEREOF, I have hereunto set my hand and seal this the fourth day of March, 1907.

Attest:  
V. Buren Bostick,  
W.H. Zimmerman,

Tench C. Coxe, (Seal)  
Surviving trustee under the last will and  
Testament of Sarah Ann Croft, deceased.

North Carolina,  
Rutherford County.  
I do hereby accept the Trusteeship to which I have been appointed in the foregoing instrument by Tench C. Coxe, surviving Trustee under the last will and testament of Sarah Ann Croft, Deceased.  
This March 4th, 1907.

Jno. C. Mills, (Seal)

Attest:  
V. Buren Bostick,  
W.H. Zimmerman,

State of North Carolina,  
County of Buncombe.  
Personally appeared before me W.H. Zimmerman, and made oath that he saw the within named Tench C. Coxe, seal and as his act and deed deliver the within written instrument and that he with V. Buren Bostick witnessed the execution thereof.  
Sworn to before me this 4th, day of September .A.D. 1909. W.H. Zimmerman,  
Ralph E. Lee, (Seal)  
Notary Public N.C.  
commission expires May 30th, 1910.



Recorded September 7th, 1909.