

Will
of
C. D. Petty.
Deceased

State of North Carolina, } In the Superior Court.
Gaston County.

A paper-writing purporting to be the last Will and Testament of C. D. Petty, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by William C. and George B. Petty the executors therein mentioned, and the due execution thereof by the said C. D. Petty is proved by the oath and examination of J. M. Kuffstetter and Geo. A. Sparrow the subscribing witnesses thereto: who, being duly sworn, doth depose and say, and each for himself depose and saith that he is a subscribing witness to the paper-writing now shown him purporting to be the last Will and Testament of C. D. Petty, that the said C. D. Petty in the presence of this deponent, subscribed his name at the end of said paper-writing, now shown as aforesaid, and which bears date of the 14th day of Jan'y 1898.

And the deponent further saith. That the said C. D. Petty 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.

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 testator 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 C. D. Petty 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.

George A. Sparrow *seal*
J. M. Shiffletts. *seal*

Socially sworn and subscribed this 9th day
of Feby 1898, before me.
J. H. Davis, C.S.C.

State of North Carolina
Gaston County.

I Charles D. Petty of the County of Gaston and
State of North Carolina being of sound mind
& memory but considering the uncertainty of
my earthly existence and desirous of settling
my affairs, do hereby make, publish and declare
this to be my last Will and Testament in man-
ner and form following, viz:

Then

I give and devise to my daughter Ida B. and
my son Edgar L. to be divided equally between
them (so that Ida B. is to have the dwelling
house and out-houses) my home plantation
containing about 287 acres and I further will
that my beloved wife Jane shall have a home
in the said house with my daughter Ida B.
during her life.

Then

I give and devise to my son George Beverly and
to his heirs and assigns forever that part of
the Cobb land which belongs to my said wife
Jane containing 156 acres more or less and if
for any cause after my death the said George
Beverly should fail to receive that tract, then

Bevorly should fail to receive that tract, then
and in that event he is to receive an equal
share of all my real estate with the other
children and the devise to them is made
with the proviso that my Son George Bevorly
shall receive the said Cobb tract and the title
of the other children shall not become absolute
until the said Geo. Bevorly shall have the
said tract in fee simple as the others.

I give and devise to my two daughters Mar-
garet C. Perkins and Mary M. Williams to be
equally divided between them my one half
interest in my Father's old home in Cherokee
County, South Carolina, the whole tract con-
taining 498 acres, my interest being 249 acres
more or less. I further will that my daughter
Mary M. Williams shall only have a life estate
in her part of the said land and at her death
the same is to go to her children to be divided
equally between them, and in case she dies
without issue viz., children or grand children
then and in that event her share is to revert to
my heirs to be divided equally between them.

Then

Having provided my beloved wife Jane a home at the old homestead with my daughter Ida B. and desiring to secure her a living free from the care & responsibility of business life and to secure the same to her during her life, I hereby provide that all of my children mentioned in this Will to wit. Ida B., Edgar G., George B., and Margaret E. Jenkins (Mary M. Williams alone being excepted) shall provide for my said wife Jane a comfortable maintenance by the payment of an annual sum of money each not in any case to be less than \$25. each or a total of \$125⁰⁰ and to secure the payment of the said sum annually I hereby create a charge upon all the land herein devised (except that to Mary M. Williams) for the payment of this as long as my said wife shall live.

Then

All my personal property of any and every kind after the payment of all just debts and charges and funeral expenses, I give and bequeath to all my children and my wife Jane to be divided between them share and share alike.

Then

I hereby make, constitute and appoint my two sons William C. and George B. as executors to this my last Will and Testament.

And hereby make, constitute and appoint my two sons
William C. and George B. as executors to this my
last Will and Testament.

In testimony whereof I have hereunto set my hand
and seal on this 17th day of January A.D. 1898 in
the presence of W. D. Glenn, J. M. Huffstetter and Rev.
Geo A. Sparrow, who, in my presence and the pre-
sence of each other have signed the same as
witnesses.

Witness

C. D. Petty.

Seal

W. D. Glenn
J. M. Huffstetter
Geo A. Sparrow.

State of North Carolina In the Superior Court.
Fulton County.

On the matter of the last Will of C. D. Petty:
It appearing to the Court by the oath and exam-
ination of J. M. Huffstetter and Geo A. Sparrow
the subscribing witnesses thereto, that the paper-
writing propounded by the Executors therein
named, is the last will and testament of C. D.
Petty and that the same was duly executed by
said C. D. Petty in the presence of said witnesses

and that at the time of signing the same the said
C. D. Petty was of sound mind. It is therefore ad-
judged that the said paper writing be admitted to
probate as the last will and testament of the said
C. D. Petty and the Executors therein named qualify
as such.

This the 4th day of February 1898,

W. H. Davis
Clerk Superior Court.