

Gaston County: In the Probate Court.

In the Matter of the Will } Before J. B. White. Probate Judge
of Caleb Manney }

W. S. Manney and E. A. Manney, being duly sworn, doth say:
That Caleb Manney, late of said County, is dead, having first
made and published his Last Will and Testament: And that W. S. Manney
and E. A. Manney is the Executors named therein.

Further, that the property of the said Caleb Manney consisting
of 175 acres of Land, Horses, Cattle, Sheep, Hogs, Household & Kitchen
Furniture, Farming tools &c., is worth about \$1200. So far as can
be ascertained at the date of this Application;

And that Barbara Jane Manney, Widow, and W. S. Manney, Mary
L. Garis wife of A. W. Garis, E. A. Manney, James L. Manney, Caleb J.
Manney, Robert R. Manney, Margaret J. Manney and M. L. Manney,
all of Gaston County, except W. S. Manney who resides in Cleveland
County, and all of full age except Caleb J. Manney, Robert R.
Manney and Margaret J. Manney who are infants without Guardian,
are the parties entitled under said Will to the said Property,
Sworn to and subscribed before me.

this 14th day of August 1882.

J. B. White, Probate Judge

W. S. Manney.

E. A. Manney.

This 14th day of August 1882.
J. J. White. Probate Judge.

C. A. Manney.

I, Caleb Manney, of the County of Gaston and State of North Carolina, being of sound mind and memory but 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 relations & friends and pay all funeral expenses, together with my just debts, howsoever and to whomsoever owing, out of the monies that may first come into his hands as a part or parcel of my estate,

Item 1st I give and devise to my beloved wife Jane, all my real estate and personal property during her widowhood or natural life time.

Item Second, I give and devise to my daughter Mary L. Farris, four Acres of land to include the House she now lives in, to be laid off in an oblong square, I give this Land to her and her heirs, and to run with Millman and Fitts line.

Item 3rd I give and devise and bequeath to my six sons, namely, W. S. Manney, M. L. Manney, E. A. Manney, James L. Manney, Caleb J. Manney

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and Robert, R. Manney. All my real estate in lands not already devised to be equally divided among them.

Item 4th I give and devise that my personal property (after the widowhood or death of my wife) shall be sold and equally divided among all my six sons and my two daughters. except that my two younger sons Caleb, B. and Robert, R. shall have out of the effects of my personal property the price of one horse, saddle and bridle and one cow each.

Item 5th I devise further that if my executors should have to pay a certain debt or debts in which I stand security for, for James L. Manney my son that then and in that case he shall not inherit any part of my real estate. or that it shall be deducted out of his part of said real estate.

Item 6. I give and devise that my daughter Margaret, I shall draw out of the land the sum of twenty five dollars. And lastly. I do hereby constitute and appoint my sons, W. S. Manney and E. A. Manney my lawful executors 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 thereof, hereby revoking and declaring utterly void all other wills and testaments by me heretofore made or said to be made.

In Witness Whereof

Item 6. I give and devise that my daughter Margaret, I
shall draw out of his part of said real estate,
And lastly, I do hereby constitute and appoint my sons,
W. S. Manny and E. S. Manny my lawful Executors 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 thereof, thereby revoking and declaring utterly
void all other Wills and Testaments by me heretofore made
or said to be made,
In Witness Whereof, I the said Caleb Manny, do
hereunto set my hand and seal. This 19th day of June 1882.

Signed, Sealed Published and declared by the said
Caleb Manny 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:

J. Kiser
J. L. Carpenter.

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State of North Carolina, In the Probate Court
Gaston County } August 14th 1882.

A Paper Writing purporting to be the Last Will and Testament of Caleb Manney deceased, is exhibited before me, the undersigned Judge of Probate for said County, by W. S. Manney and E. A. Manney the Executors therein mentioned. And the due execution thereof by the said Caleb Manney, was duly proven by the oath and examination of Jacob Kiser and J. G. Carpenter the subscribing witnesses thereto. Who being duly sworn doth depose and say, and each for himself depose and say that he is a subscribing witness to the paper writing now shown him purporting to be the Last Will and Testament of Caleb Manney, that the said Caleb Manney 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 of the 19th day of June 1882.

And the deponent further saith, that the said Caleb Manney the testator aforesaid, died 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 this deponent further saith that

And the witness further saith. That the said Caleb Manney 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 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 deponents subscribing his name as an attesting witness thereto, as aforesaid. the said Caleb Manney 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.

It is therefore Considered by the Court. that the said paper-writing and every part thereof is the last Will and Testament of the said Caleb Manney deceased. And the same is Ordered to be recorded and filed.

And thereupon W. S. Manney and E. A. Manney the Executors therein named as aforesaid. duly qualifies as such by taking and subscribing to the oath required by law. And taking the solemn Testamentary thereon. This 14th day August 1892.

J. B. White Probate Judge