

Henry Cunningham

North Carolina }
Lenoir County }Probate Court
April 11th 1878.To W. H. Hunter, Clerk of the Superior Court of Lenoir
County, N. C.

Henry Cunningham, Jr. being sworn, doth say:

That Henry Cunningham, Sr., late of said County, is dead
having first made and published his last Will and Tes-
tament, and that S. H. Ravenport is the executor named
therein.That said executor S. H. Ravenport has renounced the
office of executor to said Will and Testament, which re-
nunciation is herewith filed, and is a part of this
petition.That the property of the said Henry Cunningham
Sr. consisting of lands, household and kitchen furniture,
stock &c., is worth about \$500. as far as can be ascer-
tained at the date of the application, and that Nancy
Cunningham, John Cunningham, Penelope Stroud,
Lucy Quin, Thomas S. Cunningham, Henry Cunning-
ham, Jr., Eltony Stroud, & Elizabeth Phillips, are the par-
ties entitled under said Will to the said property.And the said Henry Cunningham petitions that the
Hon. Clerk of Probate allow the said will to be probated.
Affirmed to and subscribed
before me this 11th day of } Henry Cunningham Jr.
April, 1878. }
W. H. Hunter,
C. J. C.State of North Carolina }
Lenoir County. } In the Probate Court.A paper purporting to be the last Will and Testament of
Henry Cunningham, deceased, is exhibited before me, the undersigned,
Judge of Probate for said County, by Henry Cun-
ningham, Jr., the executor therein named, S. H. Ravenport,
having filed his renunciation to qualify, as such, and the
due execution thereof by the said Henry Cunningham, is proved
by the oath and examination of W. L. C. Lawson and Blaney
Harper, the subscribing witnesses thereto: who being duly
sworn, doth depose and say, and each for himself deposes
and saith, that he is a subscribing witness to the paper
writing now shown him, purporting to be the last Willand Testament of Henry Cunningham that the said Henry
Cunningham 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
January, 1878.And the deponent further saith, that the said Henry Cun-
ningham, the testator aforesaid, did, at the time of subscrib-
ing 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 there-
to, and at the request and in the presence of 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 the deponent's subscrib-
ing his name as an attesting witness thereto, as aforesaid, the
said Henry Cunningham was of sound mind and memory
of full age to execute a Will, and was not under any re-
straint to the knowledge, information or belief of this de-
ponent: And further these deponents say not.W. L. C. Lawson, Clerk
Blaney Harper, DeponentSolemnly sworn and subscribed,
this 11th day of April, 1878,
before me.W. H. Hunter,
Probate Judge.I Henry Cunningham, of the county of Lenoir and State
of North Carolina, being of sound mind and memory, and
considering the uncertainty of this frail and transitory life
do therefore, make, ordain, publish, and declare this to be my
last Will and Testament. That is to say, First, after all my
lawful debts are paid and discharged, the residue of my
estate, real and personal, I give, bequeath, and dispose of
as follows: to wit. To my wife Nancy Cunningham two hun-
dred and nineteen acres land including the place where I
now live together with all my household and kitchen
furniture one bay mare, three head cattle, six head hogs,
all my sheep, corn, fodder and meat now possessed by me
during the term of my natural life: and after her death
to be divided equally among my heirs except the three he-
irs once mentioned in this Will. To my son John Cunningham

twenty dollars to be paid by my Executor.
 To my daughter Penelope Stoud twenty dollars
 To my Grand daughter Lucy Quin ten dollars.
 To my Grand son Thomas S. Cuninghams ten dollars
 all to be paid by my Executor.

Likewise I make, constitute, and appoint my trusty
 friend S. H. Davenport to be Executor of this my last will
 and testament, hereby revoking all former wills by me
 made.

In witness whereof, I have hereunto subscribed
 my name and affixed my seal,

This 19th day of January A. D. 1878.

Witness,

M. C. C. Dawson }
 Blaney Harper }

Henry S. Cuninghams 
 mark

Recorded in the office of the Probate Judge and Superior
 Court Clerk of Lenoir County, in Winston, N. C., the
 2nd day of May, 1878.

M. H. Huntley,
 Probate Judge &
 Clerk.

Earl P. Stilly. Lenoir County— In the Probate Court
 In the matter of the will of } Before M. H. Huntley,
 Earl P. Stilly. } Judge of Probate.

M. H. Huntley being sworn, doth say:

That Earl P. Stilly, late of said County, is dead,
 having first made and published his last will and
 Testament, and that M. H. Huntley is the executor named
 therein. Further, that the property of the said
 Earl P. Stilly consisting of stock of horses, bees, hogs,
 sheep, cattle, farming implements, & household
 and kitchen furniture, and land, is worth about
 \$600.00, so far as can be ascertained at the date of
 this application; and that John C. Daugherty, Lewis
 B. Humphrey, Bettie Humphrey, Amanda Hum-
 phrey, and Caroline Humphrey, are the parties
 entitled under said will to the said property.

Sworn to and subscribed
 before me, this 24th day
 of June, 1878.
 M. H. Huntley,
 Probate Judge.

M. H. Huntley.

State of North Carolina } ss. In the Probate Court
 Lenoir County.

A paper purporting to be the last Will and Testament
 of Earl P. Stilly, deceased, is exhibited before me, the un-
 dersigned, Judge of Probate for said County, by M. H. Huntley
 the executor therein named, and the due execution thereof
 by the said Earl P. Stilly by the oath and examination of
 M. H. Huntley and Jas. H. Sutton the subscribing witnesses thereto;
 who being duly sworn, doth depose and say, and each
 for himself depose and say, that he is a subscribing wit-
 ness to the paper writing now shown him, purporting to
 be the last Will and Testament of Earl P. Stilly that the
 said Earl P. Stilly in the presence of this deponent sub-
 scribed his name at the end of said paper writing, which
 is now shown as aforesaid, and which bears date of the
 19th day of January, 1878.

And the deponent further saith, that the said Earl
 P. Stilly the testator aforesaid, did, at the time of subscribing
 his name as aforesaid, declare the said paper writing as sub-
 scribed by him, and exhibited, to be his last Will and Tes-
 tament, 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 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 the deponent's
 subscribing his name as an attesting witness thereto, as aforesaid,
 the said Earl P. Stilly was of sound mind and
 memory, of full age to execute a will, and was not un-
 der any restraint to the knowledge, information or belief
 of this deponent. And further these deponents say not.

M. H. Huntley, 
 Jas. H. Sutton, 

Severally sworn and subscribed
 this 24th day of June, 1878, before me.
 M. H. Huntley,
 Probate Judge.