

be admitted to probate as the last Will & Testament of the said Sallie E. Newbarn and the Executor therein named qualify as such.

This the 17th day of March 1885;

W. H. Dunn.

C. S. C.

Recorded in the Office of the Superior Court Clerk of Lenoir County March 20th 1885;

W. H. Dunn C.S.C.
Alfred Bacon S.C.C.

State of North Carolina } In the Probate
Lenoir County } Court of Lenoir
County Dec. 2nd 1884

To the Hon. Court of Probate of Lenoir County. Your Petitioners:
Elsey Depper Percy Langston Julia Cashion
Dever-Sallie Dever Agent for James Dever would represent to the Court that James Dever reported this Will on the 20th day of Feb. 1879. Being a will and Testament. A copy of which is herewith filed, as a part of this petition. And Your Petitioners would represent to the Court that they are the Legatees under the said will and are desirous of Probating the same, and all are desirous of having the said will proved according to its provisions, and ask an order that the same be proved by examination of the subscribing witnesses.

Wesley Citty
for Petitioners

State of North Carolina } Probate Court.
Lenoir County }

A paper purporting to be the last will and Testament of James Dever, Exhibited by Frank P. Harper and Sarah P. Dever, and due execution thereof by the said deceased is proved by the oath and Examination of Robert Harper and Frank P. Harper the subscribing witnesses thereto who being sworn do 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 James Dever and that the said James Dever in the presence of the deponent subscribed his name at the end of said paper writing which is now shown as of said and which bears date of the twenty ninth January 1879, and the deponent further says that the said James Dever the testator aforesaid did at the time of subscribing his name as aforesaid declare the said paper writing as subscribed by him and exhibited by him and exhibited to be his last will and Testament and the 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 the deponent further says 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 subscribing his name as an attesting witness thereto as aforesaid the said James Dever 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 the deponent, and further these deponents say not.

Shewally sworn
and subscribed
this 6th day 1884
W. H. Hunter
Probate Judge

Robert Harper
Frank P. Harper

Seal
Seal

In the matter of the ^{Supreme} Superior Court of
Will of James Deaver } Seneca County, Apr. 14, 1880
decd.

A paper writing, purporting to be the last will
and testament in pursuance thereto of James Deaver,
decd. is exhibited for Probate in Court by Julia
Catharine Deaver, and Callie Deaver next Kin (Sister
therin named) and the due execution thereof by the
said James Deaver is proved by the oath and
examination of Frank P. Harper and Robert Harper
the subscribing witnesses thereto. It is therefore considered
by the Court that the said paper writing, and every
part thereof is the last will and testament, and
codicil thereto of the said James Deaver and the same
is ordered to be recorded and filed. This April 14th
1880.

M. W. Dunn C. C. C.
Seneca County, N. C.
April 13th 1880

In the Court of the Superior Court of Seneca County
Whereas it appears by reference to a paper
writing purporting to be the last will and testament
of James Deaver, being date January 29th 1879
and codicil thereto, that C. B. Whitfield, am
the executor therein named.

Now I hereby renounce said executorship and
respectfully decline to qualify as executor of said
paper writing, and codicil thereto.

C. B. Whitfield.

State of South Carolina }
Seneca County.

I James Deaver of the County & State aforesaid
being of sound mind, but considering the uncer-
tainty of my earthly expectation do make and
declare this my last will and testament in
my manner and form as follows, that is to say
First my executor (hereinafter named) shall
provide for my body a decent burial with

to my friends and pay all funeral expenses together
with all my just debts however and to whomsoever
owing out of the money that may first come into his
hands as a part or parcel of my estate.

Item I give & devise to my beloved wife Rudy Deaver during
her life 366 1/2 acres of land being all my real estate
including my mansion house and all other improvements
to have and to hold to her the said Rudy Deaver during her
natural life.

Item I give and devise to my daughter Preezy Langston
and her lawful heirs all the tract of land she now lives
it being one Hundred five acres more or less to have
and to hold to her and her heirs in fee simple forever.

Item I give and devise to my grand daughter Julia
Catharine Deaver one hundred acres of land being on
Bear Harp and beginning at a Post Oak and runs
80 W 150 P to three runs runned with Bright Harp lines
so as to make 100 acres to have, and to hold to her
and her heirs forever, and should she die without heirs
said land to revert to the Preezy Langston and Callie Deaver
and their lawful heirs forever.

Item I give and devise to my daughter Callie Deaver
all the balance of my real estate I now own to have
and to hold to her and her heirs forever.

Item I give and devise to my son Ira Deaver all my
Blacksmith tools and Distillery and my double barrel
gun in fee simple forever.

Item I give and devise

Item My will and devise is that all the residue of
my estate shall be sold and the debts owing to me
shall be collected and if there should be any surplus
over and above the payments of debts and
that such surplus shall be equally divided and
paid over to my said wife and children in equal
proportion share and share alike to them and each
every one of them their executors and assigns forever.

And lastly I do constitute and appoint my trusty friend Nathan B. Whitfield my lawfull executor to see intents and purposes to execute this my last will and testament, according to the true intent and meaning of the same, and every part and claim thereof hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof I the said James Deaver do hereunto set my hands and seal this July 29th 1879

Signed sealed and published and declared by said James Deaver to be his last will & testament in presence of us who at his request and in his presence do subscribe our names as witnesses thereto
Frank P. Harper.
Robert Harper.

James Deaver

Whereas I James Deaver have made my last will and testament in writing, bearing date on the 29th day of January 1879 and have hereby made sundry bequests and bequests according to the true intent and circumstances of my estate. I do by this my writing which I hereby declare to be a codicil to my said will to be taken and construed as a part thereof do hereby give and devise to my beloved wife Pearly Deaver my Horse & cart & one Cow & Graveling and all my Household furniture and all my Rights I further declare and earnestly request that it is my serious desire that my executor Nathan B. Whitfield be required to give no bond or any security whatever as executor to this my last will and testament.

Signed sealed published and declared by the said James Deaver to be a codicil or part of his last will & testament in presence of us who at his request & his presence in the presence of each other do

subscribe our names as witnesses thereto.
Robert Harper
Frank P. Harper.

James Deaver

(Seal)

Recorded in the office of the Superior Court Clerk of Lenoir County April 17th 1880
Wm. D. Dunn C. S. C.
per S. R. Dunn H. C.

Lenoir County: In the Superior Court.

Thomas A. Moore.

Application of
Henry H. Moore
for
Letters Testamentary

In the matter of the Will of Thomas A. Moore } Before Wm. D. Dunn,
Clerk Superior Court.

Henry H. Moore, being duly sworn, do hereby say: That Thomas A. Moore, late of said county, is dead, has made and published his last will and testament; and that Henry H. Moore is the Executor named therein.

That the property of the said Thomas A. Moore, consisting of Real and Personal Estate is worth about \$6000.00, as far as can be ascertained at the date of this application, and that Henry H. Moore is the party entitled under said will to the said property.

H. H. Moore.

Sworn to and subscribed before me this 9th day of May, 1885.

Wm. D. Dunn,
C. S. C.

Examination of Witnesses.

State of North Carolina } In the
Lenoir County. } Superior Court.

A paper purporting to be the last will and testament of Thomas A. Moore, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said county, by Henry H. Moore, the Executor therein named, and the due execution thereof by the said Thomas A. Moore is proved by the oath and examination of J. E. Dunn and J. P. Jackson, the subscribers and witnesses thereto, who, being duly sworn, depose and say, and each for himself depose and swear, that he is a