

Victoria L. Kennedy  
Application  
for Probate  
of Will

In the matter of the Last Will and Testament of Victoria L. Kennedy dec'd } Probate Court  
Lenoir County  
Sept 19<sup>th</sup> 1881

O. H. Kennedy being duly sworn deposes and says that Victoria L. Kennedy late of said County is dead, having made and published her Last Will and Testament dated June 10<sup>th</sup> 1881, and that she thereby appointed this deponent ~~her~~ her Executor. That this deponent, O. H. Kennedy desires to qualify as Executor of said Last Will and Testament.

That the value of the personal estate as far as can be ascertained at the date of this application is about Five Hundred dollars. That the legates named in said will are Claudius P. Kennedy and Huldah J. Kennedy, and that Claudius P. Kennedy is a minor without Guardian.

And said O. H. Kennedy respectfully asks that said last Will and Testament be admitted to probate according to law.

Sworn and subscribed before me, this Sept 19<sup>th</sup> 1881, as to  
O. H. Kennedy. W. W. Hunter

Probate Judge

Examination of  
Witnesses as  
to Will

In the matter of the Last Will and Testament of Victoria L. Kennedy dec'd } Probate Court  
Lenoir County  
Sept 19<sup>th</sup> 1881

A paper purporting to be the last Will and Testament of Victoria L. Kennedy dec'd, is exhibited before me the undersigned Judge of Probate for said County, by O. H. Kennedy the Executor therein named, and the due execution thereof, by the said Victoria L. Kennedy is proved by the oath and examination of B. F. Sutton and O. H. Kennedy the subscribing witnesses thereto, who being duly sworn doth depose and say and each for himself deposes and says, that he is a subscribing witness to the paper writing now shown him purporting to be the last Will and Testament of Victoria L. Kennedy, that the said Victoria L. Kennedy in the presence of this deponent subscribed her name at the end of said paper

writing which is now shown as aforesaid and which bears date of the 10<sup>th</sup> day of June 1881.

And the deponent further says that said Victoria L. Kennedy the testatrix aforesaid, did, at the time of subscribing her name as aforesaid, declare the said paper writing as subscribed by her and exhibited to be her 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 said testatrix.

And this deponent says that at the said time when the said testatrix subscribed her name to said last Will and Testament as aforesaid and at the time of the deponent subscribing his name as an attesting witness thereto as aforesaid, the said Victoria L. Kennedy 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 these deponents say

Not  
Solemnly sworn and  
subscribed this 19<sup>th</sup> day  
of Sept 1881

W. W. Hunter,  
Probate Judge.

O. H. Kennedy  
B. Frank Sutton.

Will

I Victoria L. Kennedy of the County of Lenoir and State of North Carolina, do make and declare this my last Will and Testament in manner and form following, That is to say.

It is my will and desire that my Executor hereinafter named shall provide for my body a decent burial, and pay my personal expenses and just debt out of the first moneys that may come into his hands as a part and parcel of my estate.

Item 1<sup>st</sup> I give and devise to my mother Huldah J. Kennedy one tract of land in said County of Lenoir, adjoining the lands of Simon Hodges, Benjamin Parrott, B. L. Sutton and others and containing one hundred and fifty nine acres more or less (the same having been deeded to <sup>me</sup> by my said Mother, the boundaries of which may be seen by a paper

to said deed) To have and to hold to her the said Nulda Kennedy and her heirs in fee-simple forever

Item 2<sup>nd</sup> I give and bequeath to my nephew Claudius A. Kennedy son of my brother Oscar H. Kennedy, Five hundred dollars to be his, and at his disposal absolutely forever. Lastly, I constitute and appoint my brother Oscar H. Kennedy my lawful Executor to execute this my last Will and Testament according to the true intent and meaning thereof as witness my hand and seal

This 10<sup>th</sup> day of June 1881

Witness

B. Frank Sutton

O. H. Kennedy

Victoria L. Kennedy

Probate of  
Will

State of North Carolina, Probate Court  
Lenoir County } Sept 19, 1881

The foregoing paper writing purporting to be the last Will and Testament of Victoria L. Kennedy is exhibited before the undersigned, for Probate by Oscar H. Kennedy the Executor therein named, and the due execution thereof by the said Victoria L. Kennedy is proved by the oath and examination of B. Frank Sutton and O. H. Kennedy, the subscribing witnesses. And it is, therefore ordered and adjudged by the Court that the said paper writing and every part thereof is the last Will and Testament of the said Victoria L. Kennedy, and the same is ordered to be recorded and filed. Oscar H. Kennedy, the Executor aforesaid duly qualifies as such by taking the oath required by law. Letters Testamentary, with copy of said last Will and Testament, returned.

W. M. W. Hunter  
Probate Judge

Oath of  
Executor

In the matter of the } Probate Court  
Last Will and Testament } Lenoir County  
of Victoria L. Kennedy dec'd } Sept 19, 1881

I, O. H. Kennedy do solemnly swear that I believe this writing to be and contain the last Will and Testament of Victoria L. Kennedy

and that I will well and truly execute the same by first paying her debts and then her legacies as far as said estate will permit, and that I will well and faithfully execute the office of Executor agreeable to the trust and confidence reposed in me and according to law. So help me God

Given and subscribed  
before me this 19<sup>th</sup> day  
of Sept 1881

W. M. W. Hunter  
Probate Judge

O. H. Kennedy,

Letters  
Testamentary

Lenoir County: In the Probate Court  
State of North Carolina

Be all whom these Presents shall Come-  
Greeting, It being satisfactorily proven to the undersigned Judge of Probate for Lenoir County, that Victoria L. Kennedy late of said County, is dead, having made her last Will and Testament, which has been admitted to Probate, (a true copy whereof is herewith annexed) and Oscar H. Kennedy the Executor named therein, having qualified as such according to law:

Now, There are therefore to empower the said Executor to enter in and upon all and singular the goods and chattels, rights and credits of the said deceased, and the same to take into possession, wheresoever to be found, and all the just debts of the said deceased to pay and satisfy, and the residues of said estate to distribute according to the directions of said Will

Witness my hand and the seal of said Court, this the 19<sup>th</sup> day of Sept 1881  
W. M. W. Hunter,  
Probate Judge.

Recorded in the office of the Superior Court Clerk  
of Lenoir County, July 20<sup>th</sup> 1888

W. M. Dunn Clerk  
Superior Court