

Montgomery County In the Superior Court.

In the matter of the Will of } Before W. R. Harris, C. J. C.
Mary Harris

A. F. Rush being duly sworn doth say:
That Mary Harris, late of said County, is dead,
having first made and published her last Will and
Testament; and that Atlas F. Rush is the executor
named therein.

Further that the property of the said Mary Harris
consisting of Personal Property is worth about \$140.00
as far as can be ascertained at the date of this
application; and that Rudrick Rush, Benjamin C.
Rush, J. S. Rush, L. M. Rush, Flora A. Rush
are the parties entitled under said will to the said
property.

Subscribed and subscribed } A. F. Rush.
Before me this 1st day
of December, 1890.
W. R. Harris, C. J. C.

Yell, Mary
Harris
A. F. Rush, Exr.

State of North Carolina }
Montgomery County } I, Mary Harris (commonly
called Dolly) of the County of Montgomery and State
of North Carolina being in good health and well
in body but of sound mind, memory and
understanding do make 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 funeral
suitable to the wishes of my friends named ac-
cording to my will and pay all funeral expense;
together with my last debts out of the monies
that may first come into his hands as a part
or parcel of my estate.

Item - I give and devise unto Flora A. Rush
daughter of Calvin R. Rush, the sum of fifty
\$50.00 Dollars and a one half interest in my
bed and bed clothing and wearing clothes.

Item - I give and devise unto Leticia M. Rush
daughter of Calvin R. Rush, the sum of fifty \$50.00
Dollars and a one half interest in my bed and

bed clothing and wearing clothes.

Item - I give and devise unto Rudrick M.
Rush, son of Calvin R. Rush, the sum of fifty
\$50.00 Dollars.

Item - I give and devise unto Benjamin
C. Rush, son of Calvin R. Rush, the sum of
forty five \$45.00 Dollars.

Item - I give and devise unto James L.
Rush, son of Calvin R. Rush, the sum of
forty five \$45.00 Dollars.

And lastly, I do hereby constitute and appoint
my trusty friend Atlas F. Rush, my lawful
executor, full intent and purpose to execute
this my last will and testament according to
the true intent and meaning of the same and
every part and clause, then I hereby severance
and disclaim utterly and all other wills
and testaments by me heretofore made.

In witness whereof I the said Mary Harris
commonly called Dolly, do hereunto set my
hand and seal, this 19th day of May, 1890.
Witness my hand
Robert T. Rush.

Signed, sealed, published and declared by the said
Mary Harris to be her last will and testament in the
presence of me who, at her request and in her presence
do subscribe our names as witnesses thereto.

Robert T. Rush
L. R. Rush.

State of North Carolina } In the Superior Court.

Montgomery County }
A paper purporting to be the last Will and Testament
of Mary ^{late} Harris deceased is exhibited before
me the undersigned Clerk of the Superior Court for
said County by Atlas F. Rush the executor
therein mentioned and the due execution thereof
by the said Mary ^{late} Harris by the oath and
affirmation of Robert T. Rush the subscriber
without thereto; who being duly sworn doth depose
and say and each for himself depose and swear
that he is a subscribing witness to the paper writing
now shown by him, purporting to be the last Will of

and testament of Mary ^{her} Harris, that the said Mary ^{her} Harris in the presence of three disponent subscribed her name at the end of said paper, writing which is now shown as aforesaid and which bears date of the 19th day of May 1889.

And the disponent further saith that the said Mary ^{her} Harris the testator aforesaid, did, at the time of subscribing her name as aforesaid, declare the said paper, writing so subscribed by her and exhibited to be her last Will and Testament and this disponent 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 disponent further saith that at the said time when the said testator subscribed her name to the said last Will as aforesaid and at the time of disponent subscribing his name as an attesting witness thereto, as aforesaid, the said Mary ^{her} Harris was of sound mind and memory, of full age, ^{female} and was not under any restraint to the knowledge or belief of this disponent: And further these disponents say not.

Robert T. Ansh. ^{my} ^{dear} ^{friend}

Subscribed this 11th day of Sept. 1890 before me, W. R. Harris, C.S.C.

State of North Carolina

Montgomery County, Before H. R. Harris, C.S.C.

A paper purporting to be the last Will and Testament of Mary Harris, deceased, is exhibited before me the undersigned Clerk Superior Court for said County, by Atlas T. Ansh the executor therein named. And it is thereupon proved by the oath and examination of A. T. Ansh that A. T. Ansh, one of the subscribing witnesses thereto is dead: and it is further proved by the oath and examination of the said A. T. Ansh that he is well acquainted with the hand writing of C. H. Ansh having often seen him write and that the name of the said C. H. Ansh subscribed as a witness to the said will is in the proper hand writing of the

said C. H. Ansh and it is also proved by the oath and examination of the said A. T. Ansh that the name of the said Mary Harris, subscribed to the said Will as testator is in the proper hand writing of the said Mary Harris and further this disponent witnesseth and subscribed before me this 11th day of November 1890
W. R. Harris C.S.C.

North Carolina } In the Superior Court.
Montgomery County } Before H. R. Harris, C.S.C.
It is therefore considered and adjudged that the foregoing paper, writing and every part thereof, is the last Will and Testament of Mary Harris, deceased and the same is duly recorded as such. This 1890.
W. R. Harris, C.S.C.

Montgomery County, In the Superior Court.
In the matter of the Will of }
W. H. DeBerry, Sr. } Before H. S. Harris, C.S.C.

C. F. DeBerry being sworn, deposes and says: That W. H. DeBerry, Sr., late of said County, is dead, having first made and published his last Will and Testament, and that E. F. and W. H. DeBerry are the executors named therein. Further that the property of the said W. H. DeBerry, Sr. consisting of real and personal notes and claims is worth about \$2000, so far as can be ascertained at the date of this application, and that C. F. DeBerry, W. H. DeBerry, Jr., Mattie DeBerry, wife of J. L. Newbold, Annie DeBerry, & W. Wooler, Sr. are the parties entitled under said Will to the said property.

Sworn to and subscribed before me this 13th day of Sept. 1890
W. R. Harris, C.S.C. }
E. F. DeBerry, }
W. H. DeBerry, Jr. }