

The last will and Testament of Jacob Peninger
In the name of God amen

I Jacob Peninger in the County of Union and State of North Carolina being of sound mind and ~~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 just and lawful debts are paid and discharged, the residue of my estate real and personal I give bequeath and dispose of as follows. So wit.

I give and bequeath to my beloved wife Milley all the land that I have or own at the time of my death with all the improvements thereon. Together with all the Household and Kitchen Furniture one loom and weaving utensils one work horse one wagon and gearing one Buggy and harness and farming Tools enough to carry on a farm one Cow and Calf. one Beef Cow one Sow and pigs and what Sheep that I have at my death one wheel and Cards one wash pot one Axe and it is my will and desire that she have a sufficient pecanility of provision layed off to do her one year after my death. It is my will that my beloved wife Milley to have and to hold the land during the term of her natural life, and at her death to be sold to the heirs of the said Jacob Peninger.

after my death. It is my will that my beloved wife Milley
to have and to hold the land during the term of her natural
life, and at her death, be sold at public sale to the highest bidder
and the money equally divided among my heirs share and
share alike. Except my sons that I hold notes against
and my Daughters that I hold notes against their Husbands
which is Mr C. Thompson and his wife Mirah E. Thompson
Thomas Howie and wife Alice H Howie and G A Wolfe and
his wife Mary A. Wolfe not to receive any of my estate till
all the rest of my heirs are made equal with them.

Item, It is my will and desire that my Daughter Martha.
W. Peninger one Cow and calf one wheel ^{and bed} one Saddle
and Bedstead and Bed one Trunk and Dishes for
housekeeping and two ^{Chairs} and one hog.

Item I want all my surplus property if any over and
above the payment of my just debts. and after the above
bequests are paid by my Executors herein after named
if there should be a surplus I want it sold and the
money equally divided amongst my children with the
same proportions as in the above bequest.

Item I hereby appoint and nominate my son Phillip
Peninger and my son in law John Washington Laney
to be ^{then} Executors of this my last will and Testament
over

herby revoking all other former wills by me made.
 In witness whereof I have ~~hereunto~~ subscribed my name
 and affixed my seal. The Thirtieth day of
 December the Year of our Lord one thousand
 eight hundred & Seventy three

Jacob Peninger ³decd

The above written instrument was subscribed by the
 said Jacob Peninger in our presence and acknowledged
 by him to each of us and at the same time
 published and declared the above instrument
 so subscribed to be his last ^{will} and Testament and we
 at the ~~point~~ Testators ⁱⁿquest and his presence
 have signed our names as witnesses hereto.

Witness J. W. Price.

J. L. Osborn.

15 Aug 1873

A paper writing purporting to be the last will
 and Testament of Jacob Peninger decd.
 was offered for probate in open court by
 J. W. Lang the executor therein named and
 the execution thereof duly proven by the oaths
 of J. W. Price & J. L. Osborn the subscribing

Witness J. W. Price.
J. L. Osborn.

15 Aug. 1883

A paper writing purporting to be the last will and Testament of Jacob Peninger deceased, was offered for probate in open Court by J. W. Lamy the Executor therein named and the execution thereof duly proven by the oaths of G. W. Price & J. L. Osborn the subscribing witnesses thereto. It therefore considered by the Private Court, that the paper writing every part and clause thereof is the last will and Testament of Jacob Peninger deceased and the same^{co} ordered to be recorded & filed. J. W. Lamy one of the Executors therein named duly qualified as such by taking the oath prescribed by law.

Letters issued for the Executor above named.

Geo. C. McLarty P. J.