

## LAST WILL AND TESTAMENT OF E. F. FIELDS

I, E. F. FIELDS, of Martin County, and State of Kentucky, being of full age and of sound mind and memory do make, publish and declare this to be my last will and testament hereby revoking any and all wills by me heretofore made.

Item 1. I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after the time of my decease.

Item 2. I give, devise, and bequeath to Amos Fields, my son, the sum of \$500.00, and also give, devise and bequeath to my daughter, Virgie Muncy the sum of \$500.00 and direct that said sums be paid to them out of the moneys remaining after my just debts and funeral expenses have been paid. This ~~account-of-the-farm-receiving-no~~ bequest of money made to Amos Fields and Virgie Muncy is made to them on account of their receiving no share in the surface of the home farm.

Item 3. All the remainder of the money owned by me at the time of my death, after my debts and funeral expenses have been paid and after Amos Fields and Virgie Muncy have been paid \$500.00 each, all moneys then remaining are to be shared equally by the following children: Amos Fields, Kenis Fields, Albert Fields, Vina Kirk, Virgie Muncy and Elmer Fields.

Item 4. I give, bequeath and devise to my children, Amos Fields, Kenis Fields, Albert Fields, Elmer Fields, Vina Kirk and Virgie Muncy, to be shared equally among them all the minerals that I own under the following described tracts of land:

(a) All the minerals that I own under the home tract situated on the Meat House Fork of Wolf Creek, containing 443 acres, more or less.

(b) All the minerals that I own on a certain tract of land located on Little Rock castle Fork of Wolf Creek, which I bought from Wig Preece.

(c) All the mineral that I own under a certain tract of land that I bought from Dike Blackburn. Said mineral located on the Meat House Fork of Wolf Creek, in Martin County, and containing 100 acres, more or less, of oil and gas rights, and 25 acres, more or less, of coal rights.

(d) 37 $\frac{1}{2}$  acres of oil and gas rights, situated in Pike County, Kentucky, on the Brushie Fork of Johns Creek, which I bought from Ben Blackburn.

(e) 30 acres, more or less, of oil and gas rights situated in Pike County, Kentucky, on the Spankum Fork of Brushie, which I bought from John Lowe.

(f) 203 acres, more or less, of oil and gas rights, on the Peter Cave fork of Pigeon Roost in Martin County, Kentucky, and being the oil and gas rights under the land known as the W. W. Fields farm. I give, bequeath and devise to my children Amos Fields, Kenis Fields, Albert Fields, Elmer Fields, Vina Kirk and Virgie Muncy, all rentals and royalties which may accrue to the minerals that I own at the time of my death, to be shared equally among them.

Item 5. I give, bequeath and devise to my children, Amos Fields, Kenis Fields, Albert Fields, Elmer Fields, Vina Kirk and Virgie Muncy, to share equally, 60 acres, more or less, in fee simple which I own in Floyd County, Kentucky, known as the Tom McCoy tract situated on the Brushie Fork of Johns Creek.

Item 6. I give, bequeath and devise to my son, Kenis Fields, the following described tract of surface situated in Martin County, Kentucky, on the Meat House Fork of Wolf Creek, and

"Beginning at a stake at the side of the present county road; thence running across the bottom to a sycamore; thence crossing the creek and running by a big rock in the fields and on to the top of the knob on the ridge between Kenis Fields Branch and the Finley Fork; thence up the creek with the dividing ridge between the Finley Fork and Kenis Fields Branch to the line of a tract purchased by Albert Fields from Sam Muncy; thence with said line to the creek; Meat house fork; thence crossing the creek to the present county road; thence down the creek with the road to the beginning.

Item 7. I give, bequeath and devise to my son, Albert Fields, the surface described as follows:

Situated in Martin County, Kentucky, on the West House Fork of Wolf Creek, and

"Beginning at a stake at the side of the road which was also the beginning corner of the tract bequeath to Kenis Fields; thence running with the line of said Kenis Fields Tract across the creek and up the hill to the top of the knob upon a ridge at the Finney Fork; thence leaving the line of Kenis Fields and running with the center of the ridge toward McGehee Branch to a high knob at the head of the branch where Albert Fields now lives; thence down the ridge between McGehee Branch and the Branch where Albert Fields now lives with the center of the ridge to the top of the knob on the ridge between the Albert Fields Branch and the Branch where Frank Fields now lives; thence leaving the ridge and down the point with the center of the point to a stake; thence down to the fence and with the fence down the hill to a hickory just back of the house where Albert Fields lives; thence down the creek with the cross fence to the lower end of the bottom to a stake; thence to the creek; thence up the creek and crossing the creek to a stake in the present County road; thence with the county road to the beginning."

Item 8. I give, bequeath and devise to my daughter, Vina Kirk, a tract of surface described as follows:

Situated on the West Fork of Wolf Creek, in Martin County, Kentucky, and described as follows:

"Beginning on a stake at the edge of the present county road at the lower line of Albert Fields tract; thence reversing the calls of his line and running back across the creek with his line to the top of the knob between Albert Fields Branch and the Frank Fields Branch; thence leaving Albert Fields line and turning down the ridge and running with the center of the ridge between West House and McGehee Branch to a knob at the head of the branch at Harve Muncy's; thence down the ridge between the Home Branch, that is the Frank Fields Branch, and Harve Muncy Branch to a knob just back of where Frank Fields now lives; thence a straight line to a hickory at the upper end of a cross fence; thence down with the cross fence to the creek; thence down the creek and crossing the creek to a marked rock on the lower side of the present county road; thence with the road up the creek to the beginning."

Item 9. I give, bequeath and devise to my son, Elmer Fields, a tract of surface described as follows:

Situated in Martin County, Kentucky, on the West House Fork of Wolf Creek, and

"Beginning on a marked rock near the present county road on the lower line of a tract bequeathed to Vina Kirk and with her line reversing the calls thereof, and crossing the creek, running with the cross fence to a hickory; thence to the top of the knob; thence leaving Vina Kirk's line and turning down a point between Harve Muncy Branch and West House Fork to William Muncy line; thence down the hill with William Muncy line to a sycamore near the creek; thence crossing the creek to a chestnut; thence up the hill to a beech on top of the point; thence with the center of the point to the top of the hill; thence up the ridge to the top of the knob; thence down the hill to a high cliff; thence a straight line to a big rock on the upper side of the road; thence down the creek with the road to the beginning."

Item 10. I give, bequeath and devise the proceeds of one life insurance Policy of the face value of \$2,000.00 carried with the Bankers Life Insurance Company, together with the accrued dividends thereon to my children, Amos Fields, Kenis Fields, Albert Fields, Elmer Fields, Vina Kirk and Virgie Muncy to be shared equally by them.

In the event that there is not sufficient money in my estate at the time of my death to pay the bequest of \$500.00 each to Amos Fields and Virgie Muncy at the time of my death as set out in Item 2 hereof, I direct that said bequest of \$500.00 each to Amos Fields and Virgie Muncy be paid out of the proceeds of said insurance policy and that then the balance of said proceeds be divided among my children equally as above named, to-wit: Amos Fields, Kenis Fields, Albert Fields, Elmer Fields, Vina Kirk and Virgie Muncy.

Item 11. All the rest and residue of my estate, both real and personal, I give, devise and bequeath to my children, Amos Fields, Kenis Fields, Albert Fields, Elmer Fields, Vina Kirk and Virgie Muncy, to be shared equally among them.

Item 12. I make, nominate and appoint my son, Amos Fields of Sprigg, West Virginia, and my son, Albert Fields, of Harve Muncy, Kentucky, to be executors of this my last Will and Testament with full right, power and authority in order to pay all debts and all the legacies hereinbefore given and in order to carry into effect all the provisions and purposes of said will.

Witness my hand, this the 10th day of June, 1938.

E. F. Fields

Signed by E. F. Fields, and by him acknowledged to be his last will and testament in our presence, sight, and hearing, who at his request have hereunto subscribed our names as witnesses, in his presence and in the presence of each other at Inez, Kentucky, this the 10th day of June, 1938.

Wm. R. McCoy, Jr.  
Residing at Inez, Ky.

Earle Cassidy  
Residing at Inez, Ky

I, E. F. Fields, of Morse, Martin County, Kentucky, having on the 10 day of June, 1938, made by Last Will and Testament of that day, naming and appointing therein as one of the executors thereof my son, Amos Fields. It appearing that the said Amos Fields lives some considerable distance from here and fearing that it will not be convenient for him to serve as such executor, I now hereby nominate and appoint my son, Kenis Fields, as one of the executors of my Last Will and Testament, to serve in the place and stead of Emmett Fields.

In all other respects I confirm and republish my said Will. Dated at Inez, Ky., this 20th day of May, 1943.

E. F. Fields

Signed by E. F. Fields and by him acknowledged to be his Last Will and Testament in our presence, sight, and hearing, who at his request, have hereunto subscribed our names as witnesses in his presence and in the presence of each other, at Inez, Ky., this 20th day of May, 1943.

Earle Cassidy, residing at Inez, Ky

Wm. R. McCoy, Jr., residing at Inez, Ky.

#### MARTIN COUNTY COURT

IN THE MATTER OF THE LAST WILL & TESTAMENT OF E. F. FIELDS, DECEASED.

ORDER PROBABATING LAST WILL & TESTAMENT.

At a county court held for Martin County, Kentucky, at the Courthouse, in the town of Inez, Ky., on the 12th day of May, 1947, an instrument of writing purporting to be the Last Will and Testament of E. F. Fields, and one Codicil of the said E. F. Fields, late of this County, was produced. The court and said will was proven by the testimony of Wm. R. McCoy, Jr., and Earle Cassidy, the subscribing witnesses thereto, who also proved the codicil to the said will;

#### WHEREUPON:-

The same is established by the court to be the Last Will and Testament and one Codicil of said Testator, and ordered to be recorded as such, and is recorded in my office as Clerk of said Court.

STATE OF KENTUCKY,

MARTIN COUNTY, SCT.

I, RUSH CASSADY, Clerk of the County Court of the County and State aforesaid, do certify that the foregoing Last Will and Testament of E. F. Fields, deceased, was on the 12th day of May, 1947, lodged in my office for record, and that the <sup>12th</sup>, the foregoing, order, and this, my certificate, have been duly recorded in my office.

Witness my hand, this 12 day of May, 1947.

Rush Cassidy, Clerk

STATE OF KENTUCKY,

MARTIN COUNTY, SCT.

I, RUSH CASSADY, Clerk of the County aforesaid, do certify that the foregoing is a true and correct copy of the Last Will and Testament of E. F. Fields, as recorded in my office in Will Book No. 4, page 94.

Witness my hand, this 7th day of March, 1950

RUSH CASSADY Clerk  
Martin County Court  
By: SALLY MUELLER, D.C.

## STATE OF KENTUCKY

## COUNTY OF FLOYD

I, Duran Moore, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing Certified Copy of the will of E. F. Fields was on the 22 day of March, 1950, lodged for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 18th day of April, 1950.

DURAN MOORE, CLERK

BY: *Elizabeth Isaacs D.C.*

## LAST WILL AND TESTAMENT OF JOHN L. CRISP

I, JOHN L. CRISP of Langley, Floyd Co., Ky. being of sound mind and memory hereby make this my last will and testament.

After the payment of my just debts and funeral charges I devise and bequeath all the residue of my property both personal and real to my deceased wife's niece, Winnie Bentley.

I hereby name said Winnie Bentley as executrix of this my last will and request that she be exempt from giving a surety or sureties on her official board.

In witness whereof I have hereto set my hand this the 10th day of May 1938.

JOHN L. CRISP

Signed and published as his last will by the said John L. Crisp in the presence of us, who in his presence and in the presence of each other have hereto subscribed our names as witnesses.

W A STEWART

FRANK MAY

## STATE OF KENTUCKY

## COUNTY OF FLOYD

I, Duran Moore, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing will of John L. Crisp was on the 27 day of March, 1950, lodged for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 25th day of May, 1950.

DURAN MOORE, CLERK

BY: *Bertha Carpenter Patton D.C.*

## THE LAST WILL AND TESTAMENT OF HENRY F. PATTON

I, HENRY F. PATTON, of Prestonsburg, Floyd County, Kentucky being of full age and of sound mind and memory do make, publish and declare this to be my last will and testament hereby revoking all wills by me heretofore made.

ITEM I. I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after the time of my death.

ITEM II. I give, devise and bequeath to my beloved wife, Bertha Carpenter Patton, for and during her natural life-time that certain real estate owned by me and located on Court Street in the City of Prestonsburg, Floyd County, Kentucky, said lot adjoining the Bank Josephine Building fronting thirty-five (35) feet on Court Street and running back by parallel lines a distance of approximately (70) feet, together with all the improvements thereon and all the appurtenances thereto belonging, together with and including all rents accruing and to accrue during her life-time from the rental and or lease of said property or any portion thereof.

ITEM III. I give, devise and bequeath unto my daughters, Irene Patton Stephens and Jenice Patton Preston, to share and share alike, the remainder estate in and to the lot of land situated on Court Street in the City of Prestonsburg, Floyd County, Kentucky, with all improvements thereon and all appurtenances thereto belonging after the termination of the life estate hereinbefore devised to Bertha Carpenter Patton as well as the remainder estate in and to the rents accruing from said building after the death of said Bertha Carpenter Patton.

ITEM IV. I devise, give and bequeath unto my beloved wife, Bertha Carpenter Patton, all the household furniture and furnishings and all personal property of that nature which may be located in the property hereinbefore mentioned in Item II at the time of my death.

ITEM V. I give, devise and bequeath unto my beloved wife, Bertha Carpenter Patton, all renewal commissions upon life insurance policies which have been heretofore or which may hereafter be written by and procured by me as Agent, to be paid to her during her natural life-time and at her death to my two daughters, Irene Patton Stephens and Jenice Patton Preston.

ITEM VI. I give, devise and bequeath unto my beloved wife, Bertha Carpenter Patton, in so far as I am authorized to do so, all insurance agencies and or interest in insurance agencies or contracts which I may own or have at the time of my death.

ITEM VII. I hereby give, devise and bequeath unto my beloved wife, Bertha Carpenter Patton, and my two daughters, Irene Patton Stephens and Jenice Patton Preston, all other properties of every sort, nature, kind, character or description, real, personal or mixed, which I may own at the time of my death to be held by them, share and share alike, but in no event shall any portion of my indebtedness at the time of my death be charged against the property mentioned in Item II.

ITEM VIII. I do hereby make, nominate and appoint my beloved wife, Bertha Carpenter Patton, as Executrix and request that no bond be required of her as such and that no inventory be made of my estate.

Dated at Prestonsburg, Floyd County, Kentucky, this the 19th day of October, 1944.

HENRY F. PATTON

Signed and acknowledged by the said Henry F. Patton as and for his last will and testament in our presence and by us subscribed as attesting witnesses in his presence, at his request, and in the presence of each other, this the 19th day of October, 1944.

JOE HOBSON  
Residing at Prestonsburg, Ky.

IRENE JAMES  
Residing at Prestonsburg, Ky.