

I, Ellen May Patton, of Manton County of Floyd and State of Kentucky, being more than twenty-one years of age and of sound mind and memory, do make, publish and declare this to be my last will and testament, hereby revoking all wills and codicils thereto by me heretofore made.

Item I. I order and direct that my executors hereinafter named payall my just debts and funeral expenses out of my estate as soon as practicable after the time of my death.

Item II. I give, bequeath and devise to my husband Grover C. Patton, for and during his natural life, the home in which we now live and all the furniture and fixtures in said home including the tools and farm machinery, this also includes the out buildings, the present garden one-half of the orchard and the left hand side of the branch, running to the line of Henry May, he is to furnish and provide a home in this house for Robert Vernon Elliott and Fanny Lowery as long as they live. After the death of my said husband Grover C. Patton I give, bequeath and devise this property to Avis Henry Osborn, and Hubert Ousley share and share alike and in fee simple, except as to the conditions hereinafter mentioned.

Item III. To Avis Henry Osbo I devise the following property: beginning on the highway right-of-way, 200 feet up Stephens Branch from the present dividing line between Ellen May Patton and Avis Henry Osborn; thence a perpendicular line from said highway to the ridge, and the line of Henry B. May, so as to include the right hand side of the branch, heretofore, laid off in the G. C. Patton life estate; thence with the Henry B. May line to the dividing line of Avis Osborn and Henry B. May; thence around Avis Osborn's line to the highway right-of-way; thence 200 feet to the beginning, so as to include all of said boundary.

Item IV. To Hubert Ousley, I devise the following described property, beginning at the intersecting point with the lane, running in front of the house in which I now live, and the highway right-of-way; thence in a northerly direction with said lane to the old county road; thence with the old county road, in an easterly direction to the perpendicular line of Avis H. Osborne as heretofore mentioned, thence with said line of Avis H. Osborn, a southerly direction, to the highway right-of-way; thence with said highway right-of-way to the beginning, so as to include all of said boundary.

Item V. All my other property, both real and personal which I ownor may have the right to dispose of, at the time of my decease, including my quicksand property, I give devise and bequeath to Avis H. Osborn, and Hubert Ousley, to share and share alike in same with the understanding that the rents and royalties received from my quicksand property shall be spent by them on my husband Grover C. Patton, during his lifetime.

Item VI. It is understood that Avis H. Osborn and or Hubert Ousley shall not sell any of the property herein received by them under this will for a period of 10 (ten) years unless said sale is to pay for doctor bills due to sickness in his immediate family.

Item VII. I make, nominate and appoint Avis H. Osborn and Hubert Ousley as joint executors of this my last will and testament, and I request that no bond be required of them as such.

Witness this my last will and testament made at Manton, Kentucky this the 14 day of January, 1958.

ELLEN MAY PATTON

Signed by Ellen May Patton, and by her acknowledged to be her last will and testament in our presence, sight and hearing, who at her request have hereunto subscribed our names as witnesses in her presence and in the presence of each other at Manton, Kentucky, this the 14 day of January, 1958.

RUSSELL WALKEN residing at Garrett, Ky.
HOLLYE CONLEY residing at Eastern, Ky.

STATE OF KENTUCKY

COUNTY OF FLOYD

:: S. S.

I, DuRan Moore, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing Will was on the 24 day of February, 1958, probated for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 22nd day of April, 1958.

DuRAN MOORE, CLERK
BY: *Laura Goble* D. C.

My Will

I Lee Robinson in my rxye mind I want my Daughter Mary Goble to have little house and all mon furniture and 300. dollars in bank I leav my wife Ollie \$5.00 dollars and big House to all other kid now this is my will do as I say

Wrote aug 5, 1957.

i am in my Rigt min

No one no about this but me but this is what I want done.

My God Bless you all

father

LEE ROBINSON

STATE OF KENTUCKY

COUNTY OF FLOYD

:: S. S.

I, DuRan Moore, Clerk of the County Court in and for the County and State aforesaid, do hereby certify that the foregoing Will was on the 25th day of February, 1958, probated for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 22nd day of April, 1958.

DuRAN MOORE, CLERK
BY: *Laura Goble* D. C.

I, JAMES D. FRANCIS, of Huntington, West Virginia, do make, publish and declare this to be my last Will and Testament, hereby revoking all Wills and Codicils thereto heretofore made by me.

FIRST: I direct that my jewelry shall be divided among the members of my family as my Executors in their uncontrolled discretion deem proper. Without in any way binding my Executors, I express the wish that they will distribute my jewelry in such a way that each of my children and grandchildren may, if possible, have a keepsake from me.

SECOND: All of my remaining tangible personal property of every kind and nature, including such automobiles as I may own, together with any policies of insurance on the aforesmentioned property, I give to my beloved wife, PEKNELE, outright and for her own use if she is living at the time

of my death. If she is not then living, I give and bequeath the same to my son, DAVID, and my daughter, PERNELE, to be divided between them as they agree.

THIRD: I give, devise and bequeath all of my right, title and interest, whatever it may be, in real estate, wherever situated, to my children surviving me in equal shares: PROVIDED, HOWEVER, that if any of my children shall predecease me leaving issue surviving, such issue shall take in equal parts per stirpes the share which such child who predeceased me would have taken if such child had survived me; but if there be no such child or issue living at the time of my death, then I give, devise and bequeath one-half of such real estate to PIKEVILLE COLLEGE, of Pikeville, Kentucky, if it is then in existence as an active educational institution, and the other one-half thereof for all of such real estate if Pikeville College is not then in existence as an active educational institution) to the TRUSTEES OF THE PRESBYTERY OF KANAWHA OF THE PRESBYTERIAN CHURCH IN THE UNITED STATES, for use in the Home Mission work of such Presbytery, or to the Trustees of any successor Presbytery of such Presbytery of Kanawha.

FOURTH: I give, devise and bequeath all the rest, residue and remainder of my estate, of whatever kind, and wherever situated, or over which I may have any power of appointment, to GIRARD TRUST CORN EXCHANGE BANK, of Philadelphia, Pennsylvania, as the Trustee under a certain Indenture of Trust heretofore executed by me, dated November 9, 1931, as amended, to be added to the property then held in trust, and to be held and administered in accordance with the terms of the trust as stated in said Indenture of Trust as from time to time it may be hereafter altered or amended.

FIFTH: I hereby authorize and empower my Executors to sell, publicly or privately, for cash or on time, with or without an order of court, upon such terms and conditions as to the Executors shall seem best, any real property, or interest therein, belonging to the estate, and to make proper deliveries, assignments and conveyances incident to such sale or sales; and the purchasers shall not be required to see to the application of the proceeds of such sale or sales. My Executors are also authorized and empowered to lease real property, or any part thereof or interest therein, with or without the privilege of waste on the part of the Lessee, from time to time, upon any terms and for any period or periods of time, including a period beyond the date of final distribution of the estate, and to renew or extend leases, to amend, change or modify the terms and provisions of any leases, to consent to the assignment of leases, to contract to make leases and to grant options to lease and options to renew leases and options to purchase the whole or any part of the reversion. During the infancy of any person who may take any of my real estate under Paragraph Third hereinabove, my Executors shall manage the interest of such infant or infants in said real estate and collect and hold the revenue therefrom and, after deducting all reasonable expenses properly chargeable thereto, shall pay over any income remaining to the Guardian of the infant owner. During such infancy said Executors shall be vested with the powers of sale and lease hereinabove given.

SIXTH: I have directed in the Indenture of Trust heretofore executed by me that all estate, inheritance, succession and other death taxes on my estate and on all legacies, devises and bequests contained in my Will and any Codicil thereto, and also all such taxes or charges assessed or payable by reason of my death in respect to property included in my gross estate for tax purposes, whether or not such property passes under my Will, shall be charged against and paid out of the principal of said trust by my Trustees; PROVIDED, HOWEVER, that if said trust has, at the time of my death, been revoked or amended so as to relieve such Trustee of the duty of paying such taxes, all such taxes shall be charged against and paid out of the principal of my residuary estate.

SEVENTH: I direct, authorize and empower my said Executors to deposit any personal property held by them as a part of my estate with Girard Trust Corn Exchange Bank and to employ said bank as its Agent to assist in the management of my estate, and in connection with the sale, investment and reinvestment of my personal estate, or any part thereof, to act upon the advice of the said bank. I direct that the said bank as such Agent shall not be required to give a bond in connection with its activities in behalf of my estate and shall receive compensation for the performance of its functions hereunder in accordance with its schedule of fees in effect from time to time during the period over which its services are performed.

EIGHTH: I hereby nominate and appoint my wife, PERNELE E. FRANCIS, my son, DAVID L. FRANCIS, and my daughter, PERNELE C. FRANCIS FRISCHKUN, to be the Executors of this Will, and if any of them shall decline to serve or, if having accepted shall resign, I direct that the others serve; and I further direct that no bond shall be required of any of them in the State of West Virginia or elsewhere, conditioned upon the faithful performance of their duties as Executors.

IN WITNESS WHEREOF I have hereunto set my hand and seal to this my last Will and Testament this 7th day of February, 1957.

JAMES D. FRANCIS (SEAL)
James D. Francis

SIGNED, SEALED, PUBLISHED AND DECLARED by the above-named JAMES D. FRANCIS, Testator, as and for his last Will and Testament, in the presence of us, who, at his request and in his presence and in the presence of each other, all being present at the same time, have hereunto subscribed our names as attesting witnesses.

DANIEL LOWENTHAL (name) Eldens Park, Penn.
(Address)
R. E. MACDOUGALL (name) Wynnewood, Pa.
(Address)

At the regular session of the County Court of Cabell County, West Virginia, held at the Court House thereof, on the 15th day of January, 1958, the following order was made and entered:

IN THE MATTER OF THE PROBATE OF THE LAST WILL AND TESTAMENT OF JAMES D. FRANCIS, DECEASED.

This day came Pernele E. Francis, David L. Francis, Pernele C. Francis Meacham and Charles F. Bagley, Attorney and presented in Open Court a paper writing bearing date the 7th day of February, 1957, signed by James D. Francis who died on January 8, 1958, and witnessed by Daniel Lowenthal and R. E. MacDougall and moved the Court to probate the same as said decedent's Last Will and Testament. And thereupon the said Daniel Lowenthal and R. E. MacDougall the subscribing witnesses, being duly sworn, testified that the said James D. Francis had signed said paper writing on the date thereof in the presence of said subscribing witnesses, declaring the same to be his last Will and Testament, and that they at his request and in his presence and in the presence of each other, they believing the testator to be of sound mind and memory, had affixed their names thereto as attesting witnesses.

And the Court being satisfied that it has jurisdiction in this matter, and no one appearing and objecting to the probate of said paper writing, it is ordered that the same be, and it hereby is duly probated and ordered as and for the true Last Will and Testament of said James D. Francis, deceased.

SEAL
Will Book No. 28 Page No. 439
Jan. 24, 1958

Tests: KEITH L. ARTHUR, Clerk, C.C.C.

By: NANCY R. FITZWATER, Deputy
A true copy from the record
TESTE: KEITH L. ARTHUR
CLERK OF THE COUNTY COURT OF CABELL
COUNTY, WEST VIRGINIA
BY: KEITH L. ARTHUR

STATE OF WEST VIRGINIA
COUNTY OF CABELL

11 SS

I, Frank Heiner, President of the County Court of Cabell County, in the State of West Virginia, do certify that Keith L. Arthur Clerk of the County Court of Cabell County, West Virginia, by whom the annexed record, certificate and attestation were made and given, and who in his own proper handwriting, thereunto subscribed his name and affixed the seal of said County Court of said Cabell County, was at the time of so doing and now is the Clerk of said County Court in and for said County of Cabell in the State of West Virginia, duly elected and qualified to all of whose acts as such, full faith and credit are and ought to be given, as well in Courts of Judicature as elsewhere, and that said record certificate and attestation are in due form of law and made by the proper officer.

Given under my hand and the Seal of said court, at the City of Huntington, West Virginia, this 21st day of February, A. D., 1958.

(COURT SEAL)

FRANK HEINER, President
County Court, of Cabell County,
West Virginia

STATE OF WEST VIRGINIA,
CABELL COUNTY COURT CLERK'S OFFICE

11

I, Keith L. Arthur, Clerk of the County Court of Cabell County, West Virginia, do certify that the Honorable Frank Heiner, by whom the foregoing attestation was made and who has heretofore subscribed his name, and

who in his own proper handwriting thereto subscribed his name, was, at the time of the making thereof, and still is, President of the County Court of Cabell County, West Virginia, duly elected and qualified, to all of whose acts as such full faith and credit are and ought to be given, as well as in Courts of Judicature as elsewhere.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said court, at the City of Huntington, West Virginia, this the 21st day of February, A. D., 1958.

KEITH L. APTHUR, Clerk
County Court, of Cabell
County, West Virginia

(COURT SEAL)

STATE OF KENTUCKY

;; S. S.

COUNTY OF FLOYD

I, DuRan Moore, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing Will was on the 10th day of May, 1958, probated for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 13th day of June, 1958.

DuRAN MOORE, CLERK
By: D. C.

I, J. B. Porter, residing in Betsy Layne, in the County of Floyd and State of Kentucky, being of sound mind and disposing memory do make, ordain, publish, and declare this to be my Last Will and Testament, hereby revoking all former Wills and Codicils by me made. I will all real and personal property to Gracie Porter my wife. Lastly I make, constitute, and appoint Dave Scott to be the executor of this my Last Will and Testament.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal the ninth day of September in the year of our Lord one thousand and nine hundred and fifty two.

J. B. PORTER

This instrument was on the day of the date hereof signed, published, and declared by the said J. B. Porter to be his Last Will and Testament, in the presence of us who at his request have subscribed our names hereto as witnesses, in his presence, and in the presence of each other.

ANNA SCOTT
RUTH SCOTT

STATE OF KENTUCKY

;; S. S.

COUNTY OF FLOYD

I, DuRan Moore, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing Will was on the 26th day of May, 1958, probated for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 13th day of June, 1958.

DuRAN MOORE, CLERK
By: D. C.

My LAST WILL AND TESTAMENT

Sept. 14, 1949

I, Anna B. May, being of sound mind, do will and transfer at my death, all my property, (real and personal) moneys, stocks, bonds & securities to my husband, Bascom May.

Should he die before I do, I will and transfer at my death, all my property (real & personal) moneys, stocks, bonds and securities to my son, Joe McKinster May, Sr.

Should my husband Bascom May and my son Joe McKinster May Sr. preceed me in death, I will & transfer at my death, all my property (real and personal) moneys, stocks, bonds and securities, to my daughter in law Elizabeth Parrish May, my grand-daughter, Anna Elizabeth Fulmer and my grand son Joe McKinster May Jr. Said property to be divided equally between them.

I ask that my son Joe McKinster May, Sr. be made executor of my estate at my death.

Before division or transfer of any of my property, all burial expense, including suitable monument & fence must be bought & paid for out of my estate.

Signed ANNA B. MAY

Signed in the presence of three witnesses and they signed in my presence and in the presence of each other.

Witnesses: WILLIAM L. WHITE
MRS. RAINLEY WHITE
KAINLEY WHITE

STATE OF KENTUCKY

;; S. S.

COUNTY OF FLOYD

I, DuRan Moore, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing Will was on the 10th day of June, 1958, probated for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 14th day of June, 1958.

DuRAN MOORE, CLERK
By: D. C.

LAST WILL AND TESTAMENT OF

BASCOM MAY

KNOW ALL MEN BY THESE PRESENTS:

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