

## 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 18th day of July, 1955, approved for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 11th day of August, 1955.

DuRAN MOORE,

CLERK

BY: *Laura Goble* D. C.

## LAST WILL AND TESTAMENT

of Cynthia B. Nunnery

I, Cynthia B. Nunnery being of sound and disposing mind do hereby declare this to be my last will and testament, revoking all other wills or codicils heretofore made by me, to wit:

I I direct that all my debts and funeral expenses be paid by my executor, hereinafter named.

II I direct and do hereby give, devise and bequeath to my daughter Nancy Nunnery James, wife of John W. James, all property, both real and personal, which I may own at my death.

III I hereby appoint John W. James of Allen Ky. sole executor of this will and I direct that he be permitted to qualify as such without the execution of any bond and that he not be required to have an inventory made of this, my estate.

Witness my signature this the 14th day of January 1955.

ATTEST  
C. B. LATTA  
R. T. HUNT

CYNTHIA B. (X) NUNNERY  
mark

We C. B. Latta and R. T. Hunt do hereby certify that the testatrix Cynthia B. Nunnery signed the foregoing will by mark in our presence and that we in her presence and at her request signed the foregoing will as attesting witnesses this the 14th day of January 1955.

C. B. LATTA

R. T. HUNT

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 25th day of July, 1955, approved 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 September, 1955.

DuRAN MOORE, Clerk

By: *E. Lyndell L. Ramey* D.C.

IN THE NAME OF GOD, AMEN

KNOW ALL MEN BY THESE PRESENTS:

That I, Ora May Layne, of Prestonsburg, Kentucky, being of sound mind and disposing memory, and realizing the uncertainty of life and the certainty of death, do hereby make, publish and declare this to be my last will and testament, hereby revoking any and all wills and codicils thereto heretofore by me made.

I. I hereby request and direct that all my just debts and funeral expenses be first paid out of any estate or property left by me.

II. I hereby give and bequeath to my beloved husband, Roe Layne, all of the property, both real and personal, whosoever situate which I may own at the time of my death, and particularly I will and bequeath to my said husband, Roe Layne, the house and lot which I now own in the City of Prestonsburg, Kentucky, which property is set out and described in that certain deed of conveyance from Roe Layne to me, dated August 31, 1926, and recorded in Deed Book No. 72, Page 494, records of the Floyd County Court Clerk's Office, and more particularly described as follows:

One certain house and lot, located in the Hopkins Addition to the town of Prestonsburg, Floyd County, Kentucky, at the end of short street extending from back street between the property now owned by John Hughes and the property owned by William Blackburn, beginning upon the line of said Short Street at the Northeast corner of John Hughes lot; thence with the line of the John Hughes lot and the property herein described a southerly course about 97 feet to the line of Isaac Richmond; thence an easterly course up the hill 92 feet; thence a northerly course down the hill with the fence 191 feet to a corner; thence a southwesterly course with the fence 113 feet to the William Blackburn line; thence with William Blackburn's line and the line of said property herein conveyed a southerly course and crossing said Short Street 79 feet to a corner; thence with the line between said Short Street and said property herein conveyed 19 feet to the corner, the place of beginning.

I do this because the said Roe Layne purchased said property and made the improvements thereon out of his own individual funds and by his own efforts and further because of my love and respect for him as my husband.

III. I hereby request and direct the said Roe Layne be appointed executor under the provisions of this will and that no bond be required of him by the court.

IN TESTIMONY WHEREOF, witness my signature this the 12 day of May, 1941.

ORA MAY LAYNE  
TESTATOR

Signed by the testator, Ora May Layne, in our presence and the undersigned witnesses signed same in her presence and in the presence of each other.

T. J. MAY

JOHN S. SPEARS  
WITNESSES.

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 25th day of July, 1955, approved 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 September, 1955.

DuRAN MOORE, Clerk

By: *E. Lyndell L. Ramey* D.C.

In the Name of God, Amen.

Know all Men, by these presents, that I, Joseph King, of Osborn, P. O. in Floyd County, Kentucky.

Being of Sound Mind, but of advanced age and realizing the uncertainty of Life and the certainty of Death. I do hereby Make, Ordain and establish, This, My Last Will and Testament, hereby revoking all former Wills and Deeds if any exist.

me Life.

1st I, Bequeath my Soul to the God who gave it and gave

Second. I Will and Bequeath all of My House-hold Goods Furniture and Fixtures to My Daughter, Nellie Kingsley.

Second: I Will and Bequeath to my said Daughter, Nellie Kingsley and her husband, Paul D. Kingsley, the following described Real Estate.

Beginning at Tolar Creek opposite the mouth of the Wilburn Adkins Branch, thence up the creek to a point opposite a Walnut Tree, just below Sheeler Kings house, Thence crossing the road to the said Walnut Tree, thence a South-East course to a point 10 feet above the Meterhouse of the United Carbon Gas Company, Thence due North around the foot of the hill to a planted stone above a Beech tree, thence as Easterly course up the hill to a point 10 feet above the Grave-yard, so as to include all of the Grave-yard, thence around the hill to a planted stone, thence down the hill a straight line to a Sycamore tree on line of another tract of land owned by Nellie Kingsley and Paul D. Kingsley, thence up the Branch to a planted stone about 60 feet above the Sycamore tree. Thence an Easterly course a straight line to a Wire fence, thence with said fence to the top of the Main point, to a hickory at top of point thence a Northerly Direction with the center of the point to the line of Sam King, and with Sam King's line to the line of Nellie Kingsley and Paul D. Kingsley, thence with their line back to the Sycamore named thence with same line down the branch and crossing the County Road to the Beginning; There is to be a 12 foot road on the Left side of Branch as you come down the Branch.

Witnesses: D. H. HATCHER  
LIZZIE HATCHER

JOSEPH KING

In Witness WHEREOF, I do hereunto subscribe my Name and affix my Signature on the 27<sup>th</sup> day of May 1954. ----

We, the undersigned, D. H. Hatcher and Lizzie Hatcher, hereby certify that we were present at the Signing of the foregoing Will of Joseph King, and that the said Joseph King was well known to us and that the said Joseph King signed the same in our presence and that we signed the same in his presence and in the presence of each other on the 27<sup>th</sup> day of May 1954.

D. H. HATCHER  
LIZZIE HATCHER

STATE OF KENTUCKY  
COUNTY OF FLOYD

11 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 22nd day of August, 1955, approved 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 October, 1955.

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

IN THE NAME OF GOD, AMEN

I, William David Patton of Prestonsburg in the County of Floyd, State of Kentucky, being of sound mind 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.

FIRST, I order and direct that my Executrix hereinafter named, pay all my just debts and funeral expenses as soon after my decease as conveniently may be.

SECOND, After the payment of such funeral expenses and debts, I give, devise and bequeath unto my wife, Birdie Patton, all my real estate and all my personal property of whatsoever kind and nature including cash on hand and in bank, contractor's equipment, notes and accounts due me.

THIRD, I request that no inventory be made of my property.

FOURTH, I request that my executrix be permitted to serve without bond.

LASTLY, I make, constitute and appoint Birdie Patton to be Executrix of this my last Will and Testament, hereby revoking all former wills by me made.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal the 10 day of April, in the year of our Lord, one thousand nine hundred and forty one.

WILLIAM DAVID PATTON Seal

This instrument was on the day of the date thereof, signed, published and declared by the said testator William David Patton to be his last Will and Testament in the presence of us who at his request have subscribed our names thereto as witnesses in his presence and in the presence of each other.

JAMES M. MUMFELL, JR.  
F. E. HALL

STATE OF KENTUCKY  
COUNTY OF FLOYD

11 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 22nd day of August, 1955, approved 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 October, 1955.

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

FLOYD COUNTY COURT

IN THE MATTER OF THE  
ESTATE OF OMA PRESTON

ORDER

Petitioner having filed an application for the probate of the last will of Oma Preston, the same having been set for hearing on June 30, 1955 and both parties; Sue P. Ward, petitioner and Rhoda Allen, contesting probate, being present and represented by counsel and answered ready, whereupon the court heard the evidence of both sides and finds that Oma Preston died a resident of Floyd County, Kentucky on the 13th day of May, 1928 and that prior to her death she executed her last will and testament; that subsequent to her death the said will was lost or mislaid and which cannot be produced, and that the evidence being substantial before this court that a will was made and validly executed and that it had not been revoked or set aside and was her last will and testament at the time of her death, and that on the basis of the evidence presented before this court, contained in substance the following:

"Alphoretta, Ky.

"This is my last will. I give, bequeath and devise to my sisters Sue Ward, Ella Preston and Ann Preston, in complete and perfect ownership, all my rights and property of every kind and nature, whatever, real and personal or mixed wherever situated, appointing her executrix of my estate without bond and giving them use thereof.

OMA PRESTON"

WHEREUPON the court orders said last will of Oma Preston be established and probated and the Clerk of this Court is directed to record