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convey the same to her and the heirs of her body for her sole and separate use free from her husband's debts or controls.

And should the said James T. Smith be freed from his present alliance with Kate Smith, - formerly Kate Zimmerman - either by the death of the said Kate Smith or by operation of law, and ~~be~~ the said James T. Smith should marry again then upon trust to convey the remaining one-third of my estate to his second wife and the heirs of her body by the said James T. Smith, it being my desire and intention that the said Kate Smith shall have no part of my said estate.

And should the said Rosa V. Smith die I desire that the residue of the Ten thousand dollars, hitherto bequeathed to her, if there be such residue, shall be administered in like manner.

5. Fifthly. I do appoint John D. Smith and M. S. Rose to be executors of this my last will and testament.

6. Sixthly. I hereby revoke all other and former wills or codicils by me at any time heretofore made.

Witness my hand which I have set to this my will, written upon four sheets of paper, signing every sheet thereof, this twenty-first day of July in the year 1890

A. M. D. Smith

Signed, published and declared by A. M. D. Smith as and for his last will in the presence of us, who in his presence at his request and in the presence of one another, have hereunto subscribed our names as witnesses.

James H. Pedigo

W. A. Pedigo

At Roanoke County Court November Term 1890.

The last Will and Testament of A. M. D. Smith, deceased, was this day produced in Court, and proved according to law by the oath of William A. Pedigo, one of the subscribing witnesses thereto, and the signature of J. H. Pedigo, the other subscribing witness, was proven by Wm. A. Pedigo, and thereupon the said Will is admitted to probate.

A copy from the records of Court.

Teste:

Wm. M. Cauley, Clerk.

In the Name of God, Amen.

Carter D. Oliver.
I Carter Dacon Oliver of Los Angeles City, County of Los Angeles, State of California, of the age of fifty-two years, and being of sound and disposing mind and memory, and not acting under duress, menace, fraud or undue influence of any person whatever, do make publish and declare this my last will and testament in the manner following, that is to say: -

First, I loan to my brother Isaac H. Oliver of Marion Perry Co. Alabama and his present wife Maggie M. Oliver and their children now living and those that may be born to them during the natural life of my said

brother Isaac H. Oliver my farm known as 'Rocky Dale' situated lying and being in Roanoke County, State of Virginia containing 200 acres of land more or less also my land in Botetourt County, State of Virginia situated in what is generally known as 'Carvins Cove' containing three hundred and ninety two (392) acres of land more or less. At the death of my brother Isaac H. Oliver, it is my wish that all of the foregoing land be sold and the proceeds thereof be divided equally share and share alike between his present wife if she should survive him and his then living children.

I give to my brother Isaac H. Oliver twenty five (25) shares of stock of the value of One Hundred (\$100.00) dollars each stock of the Phoenix Fire and Marine Insurance Company of the City of Memphis, State of Tennessee, also twenty (20) shares of the value of fifty (\$50) dollars each of the Capital stock of the Bank of Commerce of Memphis Tennessee also for 140 shares of one hundred (\$100) dollars each of the Capital stock of the Memphis Carriage Works of Memphis Tennessee and whatever other cash resources I may have at my death not otherwise appropriated.

Secondly To my nephew Carter B. Oliver the son of my brother Isaac H. Oliver I give my double barreled shot gun and accoutrements my fishing-rod, and tackle my stirrup iron and bridle bits, my gold watch and beaded chain with seal attached also my gold sleeve buttons my Masonic jewel and Masonic Signet ring and Knights Templar regalia and sword.

Thirdly To my nephew Harry son of my brother Isaac H. Oliver I give my set of Onyx Sleeve buttons and shirt studs to match.

Fourthly To my niece Mary Glenn daughter of my brother Isaac H. Oliver I give my other watch chain being the same formerly worn by my mother.

Fifthly Whatever other articles of jewelry or virtue books and wearing apparel and all personal effects not otherwise disposed of I may possess to be divided among the children of my brother Isaac H. Oliver as he may elect.

Sixthly To my cousin Mrs Helen E. Taylor I bequeath Four thousand (\$4000) dollars lawful money of the United States.

Seventhly To my cousin Mrs Mary B. Warner I bequeath five hundred (\$500) dollars lawful money of the United States.

^{Eightly To my Cousin William E. Taylor I bequeath five hundred (\$500) dollars lawful money of the United States.}
These three last legacies shall be paid first out of what cash is on hand at my death and within sixty days thereafter. After paying my medical and funeral bills I owe no debts and I most emphatically enjoin upon those who have the charge of my funeral that the coffin shall be a simple plain pine box without any ornaments whatever and that I shall be buried just as I died If in bed simply wrapped in the sheet on which I lay without either washing or dressing If I die with my clothes on to be buried in the clothes I die in Not more than one hack to be employed This clause in my will must be strictly carried out.

Lastly: I hereby nominate and appoint my brother Isaac H. Oliver now of Marion Perry Co. State of Alabama the executor of this my last Will and Testament without bond and hereby revoke all former Wills by me made.

In Witness Whereof, I have hereunto set my hand and seal this ninth day of March in the year of our Lord one thousand eight hundred and eighty nine

C. B. Oliver

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The foregoing instrument consisting of 1 1/2 pages besides this, was, at the date hereof, by the said C. B. Oliver signed, ^{and} sealed and published as, and declared to be, his last Will and Testament, in presence of us, who at his request, and in our presences and in the presence of each other, have subscribed our names as witnesses thereto.

Jas. J. Choate Residing at 304 North Main St Los Angeles California
J. E. Wheaton Residing at 320 South Main St Los Angeles California

The above changes interlineations were made prior to our signing this as witnesses.

Jas. J. Choate
J. E. Wheaton

In the Superior Court of the County of Los Angeles,
State of California.

In the matter of the Estate of
C. B. Oliver Deceased

Order Admitting Will to Probate.
E. C. C. Sect. 1803.

The Petition of W. G. Taylor heretofore filed in the above-entitled matter, praying for the admission to probate of a certain document filed herein, purporting to be the last Will and Testament of C. B. Oliver deceased, to be appointed Administrator with the will annexed of the said last Will and Testament of said deceased, and that Letters of Administration with the will annexed thereon be granted to said petitioner, this day regularly coming on to be heard; and due proof being made that notice has been duly given of the time appointed for passing said Will, and for hearing said petition, according to law, to all parties interested; and after examining the said petitioner and Jas. J. Choate and J. E. Wheaton the subscribing witnesses to said Will, and it appearing that said document is the last Will and Testament of said C. B. Oliver deceased: That it was executed and attested in all particulars as required by law and that the said testator at the time of the execution of the same, was of sound and disposing mind, and not acting under undue influence, menace, fraud or duress, and that said testator died on or about the 12th day of March A. D. 1889, and was a resident of the County of Los Angeles in the State of California at the time of his death, and that he left estate of the value and character, as follows, to wit: Personal estate of the value of four thousand Dollars,

It is ordered, That the said document heretofore filed purporting to be the last Will and Testament of C. B. Oliver deceased, be admitted to probate as the last will and Testament of said deceased, that said W. G. Taylor be, ^{and} he is hereby appointed Administrator with the will annexed upon the estate of said deceased, and that Letters of Administration with will annexed thereon issue to said petitioner, W. G. Taylor upon taking the oath as required by law, and executing bond as required by law in the sum of Eight thousand dollars.

W. H. Clark

Dated June 6th A. D. 1889

Judge of the Superior Court.

State of California }
County of Los Angeles }

No 10588.

I, C. M. Seensmoor, County Clerk, and Ex-officio Clerk of the Superior Court, do hereby certify the foregoing to be a full, true and correct copy.

of the original Will filed May 23^d 1889 and Order admitting will to probate
vs filed June 6th 1889 In the matter of the Estate of C. B. Oliver deceased on
file in my office, and that I have carefully compared the same with
the original.

In witness whereof, I have hereunto set my hand and affixed the
seal of the Superior Court, this 9th day of April 1890.
(Seal of Superior Court of Los Angeles County)

Chas. H. Dunsmoor, County Clerk.

State of California }
County of Los Angeles } ss

I, W. H. Clark, Judge of the Superior Court of said County of Los Angeles,
which is a Court of record having a seal, do hereby certify that Charles H.
Dunsmoor, was on the 9th day of April, 1890, the date of the foregoing cer-
tificate, the clerk of said Court, and that the foregoing attestation was made
and signed by him and is in due form.

(Seal of Judge of Superior Court of Los Angeles, Cal.)

W. H. Clark Judge of the Superior Court
of the County of Los Angeles, State of California.

At Roanoke County Court January Term 1891.

This day Isaac H. Oliver, Executor of the last Will and Testament of
C. B. Oliver, deceased, late of Los Angeles City, County of Los Angeles, State of
California, presented a copy of a paper purporting to be the true last Will
and Testament of Carter B. Oliver, deceased; and also a copy of the record of
the Superior Court of said County, in said State, admitting to probate the said
paper as the last Will and Testament of the said Carter B. Oliver deceased duly
attested by Chas. H. Dunsmoor, Clerk of said Superior Court under the seal of said
Court, and certified to by W. H. Clark, Judge thereof, attested in due form.
And it appearing to this Court from the inspection of said copy of said
will and said record, that the said will was proved in the said Superior
Court of the said County of Los Angeles, in the State of California, to have been
so executed as to be a valid will of lands in this State by the law thereof.
On the motion of the said Isaac H. Oliver, it is ordered that the said paper
writing be admitted to probate as the last will and testament of the said
Carter B. Oliver deceased.

A copy from the Records of Court,
Test:

Wm. McCauley, Clerk

James H. Palmer

In the name of God, Amen.

I James H. Palmer of Salem, Virginia do make this my last
Will and Testament—

I direct that all my property real and personal wherever situated
be converted into ready money, and that all my debts be paid out of the
proceeds, and whatever is left after paying my debts, shall be divided be-
tween my wife, Virginia H. Palmer, and my three children, Rosa S.
Boring, Sarah Frances Palmer, and James O. B. Palmer, in the proportion

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