

Charles E. Oliver. I, Charles E. Oliver of the County of Roanoke & State of Virginia, do make this writing as and for my last Will & Testament, hereby revoking all former Wills made by me.

To my cousin Carter B. Oliver I give my undivided interest in the Tract of Land, situated in Caroline County in the County of Baltimore, which is owned by myself & Dr James M^c Kay Kent in right of his Wife. Should my said Cousin Carter B. Oliver sell said Land for a greater sum than two thousand dollars (\$2000.00) I direct that he shall pay to his mother Mrs Sarah E. Oliver, one half of the excess over that sum.

To my niece Catharine C. Kent I give my chamber Furniture & all my silver ware except my small silver Tea Set.

To my nephew Joseph H. Kent & my two nieces Reathel V. Kent & Mary Lucy Kent, I give the sum of two hundred dollars (\$200.00) each.

To my nephew Charles Oliver Kent, I give my gold watch & double barreled Fox Maunter Gun and one thousand dollars (\$1000.00) to be paid to him by his Mother out of the property, devised her by me, when he is eighteen years old.

To my friend Mrs Mary J. Lewis, the wife of Thomas Lewis, I give my small silver Tea Set, as a token of my affectionate regard.

To my old nurse Mary Hudson I give the sum of five hundred dollars (\$500.00) in consideration of her faithful service in the past.

All the rest & residue of my property, real, personal & mixed including my home plantation situated on Tenkes Creek, I give to my sister Mrs Lewis M. Kent for & during her natural life, to be held used & enjoyed by her as her separate property free from the creditors, contracts & debts of her present husband Dr James M^c Kay Kent, & my future husband - whether said debts & contracts be now existing or hereafter created. At the death of my said sister I give all of the property devised to her to her children as well those by her present marriage as those who may be the offspring of any future marriage to be equally divided between them and the descendants of any who may be dead to take the share of their Parents.

The children are to take the property devised them as Purchasers & Devises under this Will & not by descent from their mother.

My object in making this provision in this form in favor of my sister & her children by her present or any future Husband, is to secure to them a separate, independent & comfortable support, free from the contracts, debts & debts now existing or hereafter created of her present or any future Husband and not because of any want of confidence in her present Husband but on account of the unsettled condition of the country & the uncertainty of most pecuniary transactions.

Out of the property which I have left her, I request my sister to have erected over the grave of our Family, suitable monuments, the style & character of which, she will determine. This I have always intended doing myself, but have been prevented by circumstances beyond my control. she will also have the Grave yard, substantially enclosed with stone or brick.

I should prefer that my Debts & the pecuniary Legacies herein given should be paid out of any Debts due me & from the profits of the Land devised to my

sister, but if my Executors hereinafter named, should find that impracticable, then I authorize & empower them to sell the whole or a portion of the Land devised to my sister, as to them may seem best, having regard not only to the payment of the Legacies & debts, but also to the interest of my sister & her children - Should they think it best to sell the whole or any portion of said Land, any excess after the payment of my Debts & the pecuniary Legacies, is to be re-invested by them either in other Land or in some safe & secure manner for the benefit of my sister & her children under the terms & provisions of this Will, the profits of the Land or the interest of the money to be received & used by my sister during her natural life, but the principal not to be invaded.

In the final distribution of the property devised my sister among her children, the special Legacies left them, are not to be estimated against them or either of them, but the property is to be equally divided among them as herein before provided without regard to the specific Legacies.

I nominate & appoint Thomas Lewis & William Watts as my Executors and my property being ample for the payment of my Debts & the pecuniary Legacies herein given I direct that no inventory or appraisement of my property shall be made unless my said Executors should prefer to have it done. I further direct that no security be required of my Executors, having full confidence in their integrity & fidelity to the Trust confided to them.

In witness of all which I have hereunto set my hand & signature this 5th day of February 1870.

Signed & acknowledged by the Testator C. E. Oliver
in our presence & subscribing present
together on this the 5th day of February
1870 -

W. E. Morris

Wm. Watts

At Roanoke County Court July Term 1870.

The last Will and Testament of Charles E. Oliver devised was this day produced in Court and proved according to law by the oath of William Watts and W. E. Morris subscribing witnesses thereto, and is ordered to be recorded, it appearing that the said instrument has affixed thereto duly canceled United States Internal Revenue stamps of the value of One Dollar.

A Copy from the records of Court

Teste

Wm. McCauley Clerk.