

To dispose of all such worldly estate as it hath pleased God to bless me with I give and bequeath the same in manner following that is to say, 1<sup>st</sup> As to debts I thank God I owe but very little, and therefore shall give my Executors little trouble on that score, 2<sup>nd</sup> I give to my ever beloved wife Elizabeth Francisco, her one half part of my estate both real and personal during her natural life, 3<sup>rd</sup> I give and bequeath to my four sons, namely George Francisco, John Francisco, Lewis Francisco jr, and Garner Francisco their equal parts of the tract of lands on which I now live together with all the several entries which have been entered and carved in my name, adjoining the same or in any wise, belonging to the same, which I give to them and their heirs forever, 4<sup>th</sup> I give and bequeath to my daughter Sarah Hype (formerly Sarah Francisco), 5<sup>th</sup> I give to my two daughters viz, Elizabeth Francisco and Margaret Francisco the sum of two hundred dollars each, to be paid by my four sons viz, George Francisco, John Francisco, Lewis Francisco and Garner Francisco at the expiration of five years after my decease, which sum of two hundred dollars each I give to them and their heirs forever, I also desire and request that my four sons hereinbefore named shall allow my two daughters viz, Elizabeth Francisco and Margaret Francisco a comfortable dwelling place, on the lands which I have herein before bequeathed to them and their heirs; further that they allow them the privilege of keeping a small flock of cattle, sheep, hogs &c as they have done heretofore, so long as they shall remain unmarried I desire that my two daughters Elizabeth Francisco and Margaret Francisco may either live with their brothers herein before named, or in a house apart from them, which used circumstances, or their reasonable choice shall render most expedient so long as they remain unmarried, 6<sup>th</sup> I give to my son Jacob Francisco the sum of fifty dollars which is to be paid by my daughter Sarah Hype (formerly Sarah Francisco), at the expiration of five years after my decease which sum of fifty dollars I give to him and his heirs forever, 7<sup>th</sup> I give to my daughter Mary Hughes formerly Mary Francisco, the sum of fifty dollars, which is to be paid by my daughter Sarah Hype (formerly Sarah Francisco), at the expiration of five years after my decease, which sum of fifty dollars I give to her and her heirs forever, 8<sup>th</sup> I give to my son Christopher Francisco the sum of one dollar, to him and his heirs forever, 9<sup>th</sup> All the rest of my estate both real and personal, of what nature or kind soever it may be, not hereinbefore particularly disposed of, I desire may be equally divided among six of my children viz, Elizabeth Francisco, George Francisco, John Francisco, Lewis Francisco jr, Garner Francisco and Margaret Francisco, which I give to them and their heirs forever, And lastly I do hereby constitute and appoint my son Lewis Francisco jr Executor of this my last will and testament hereby revoking all other or former wills or testaments by me heretofore made, In witness whereof I have hereunto set my hand and affixed my seal this fifth day of October in the year of our L O S D one thousand eight hundred and forty one signed sealed published and declared as  
 and for the last will and testament of  
 the above named Lewis Francisco  
 in presence of us

Alexander Sasser  
 John Hively  
 Samuel Lester

At Roanoke, <sup>Superior Court</sup> October 1850; The last Will & Testament of Lewis Francisco and was this day produced in Court and offered for probat by Lewis Francisco jr the Executor therein named; And thereupon Christopher Francisco and Jacob Francisco by their attorneys opposed the probat of said will and asked to be entered as defendants to the motion, which was done; and by consent of parties the motion is continued until January Court next. And at Roanoke January Court 1851 a paper purporting to be the last will & Testament of Lewis Francisco decd bearing date the 5<sup>th</sup> day of October 1841 was this day again produced in Court by Lewis Francisco jr, the Executor therein named, in order to be proved, And Christopher Francisco & Jacob Francisco, together with Mary Hughes formerly Mary Francisco, appeared & opposed the proof of the said Will, whereupon Alexander Sasser, Samuel Lester & John Hively the three subscribing witnesses to said Will and divers other witnesses were sworn & examined, and the parties aforesaid by their counsel fully heard. On consideration whereof it is the opinion of the Court that the said Lewis Francisco decd at the time of executing the writing aforesaid dated the 5<sup>th</sup> day of October 1841 was of sound and disposing mind & memory and that he was under no undue influence. And said writing having been proved according to law by the oath of Samuel Lester and John Hively, two of the subscribing witnesses thereto, it is therefore ordered that the said writing be recorded as and for the last Will & Testament of Lewis Francisco decd.

A Copy from the record of Court  
 Lester

B. F. Johnston

Charles Oliver

In the name of God, Amen; I Charles Oliver of the County of Roanoke, & State of Virginia, being aged & of feeble health but of sound & disposing mind, memory & understanding, being desirous to settle my worldly affairs, do therefore make & publish this my last will & testament, in manner & form following: that is to say; First & principally, I direct that all my just debts shall be paid as aforesaid. I give to my wife during her life one third of the plantation on which I reside, embracing within its limits all the improvements north of the spring. The line of division to be so run as to give the benefit & use of the spring to the part allotted to my wife as well as to the remaining portion. Then, I give & bequeath to my aforesaid wife one third of all my personal estate absolutely, to use and dispose of as she may please. This third to be taken from the property remaining after the payment of my debts & a small legacy to my grandson Charles Oliver. Then, I give & bequeath to my grandson Charles Oliver, my gold watch & single barrel shot gun. Then, I give & devise the remaining two thirds of my landed estate together with the residue of my personal property after deducting the third given to my wife absolutely, as also the recreation in the third part of my lands devised to my wife for life to the children of my son & grandson

it, by his wife Catherine, & to those now living & those who may be born hereafter. It is my will if either of the children should die before attaining twenty one years or marriage, then his or her portion is to pass equally to the other surviving children; it is my further intention & will that my son Gilbertson & his wife are to live upon & enjoy the profits of the estate bequeathed to their children, during the natural lives of the said Gilbertson & Catherine. His last provision I make, to secure my son & his wife a comfortable home & which I should be gratified to think he would enjoy unobscured but as it is my intention & will that the property devised to my grand children should be always available for their education and support I wish it effectually guarded in the construction of this testament against the creditors of my son, if, unfortunately, misfortune should overtake him; for further security on this point I will add that I give the title and possession of the property aforesaid to the children aforesaid, with the charge upon it, of a residence for their Father & Mother, with the use & control of the estate during their lives, or until it shall be subjected to the debt of my son, upon the happening of either of which events viz, the death of Gilbertson this wife or the subtraction of the estate to the creditors of my son, the estate real & personal shall be immediately vested absolutely, without limitation or condition in the aforesaid children; it is my further will if my son Gilbertson should die & his wife marry, then all the rights, privileges & interests secured to her by this will are to be determined by the marriage; and lastly, I do hereby constitute & appoint my wife executrix & my brother Isaac, Oliver Executor of this my last will & testament, revoking & annulling all former wills by me heretofore made, ratifying and confirming this and none other to be my last will & testament; In testimony whereof I have hereunto set my hands & affixed my seal this 23<sup>rd</sup> day of January eighteen hundred and fifty two Signed, sealed, published & declared by Charles Oliver, the above named Testator as before his last will & testament, in the presence of us, who at his request, in his presence and in the presence of each other, have subscribed our names as witnesses thereto

WM Peyton  
Jno R Richardson  
Thos N. Cooke  
Charles A. Oliver

At Roanoke, July Court 1851. A paper purporting to be the last Will and testament of Charles Oliver deceased, was this day produced in Court, and proved in part by the oath of William M. Peyton one of the subscribing witnesses thereto. The handwriting of John R Richardson another subscribing witness thereto who was shown to be dead, was also proved by the said William M. Peyton, William G. Peck and John B. S. Logan and upon this

proof, the said will is ordered to be recorded; And on the motion of Lucy J. Oliver the Executrix therein named (the Executor therein named, Isaac Oliver, being dead), who made oath thereto, and together with William Langhorne, Samuel H. Holt, William G. Peck and Gilbertson & Oliver her executrix, entered into and acknowledged a Bond in the penalty of \$20,000. with condition according to Law; a certificate is granted her for obtaining a probate of said will in due form

A. Coffey. Secy. J. Johnston &

Kemp Gaines

In the name of God amen; I Kemp Gaines of Roanoke County & State of Virginia, being of sound mind & memory & knowing the frailty of man, the uncertainty of life & the certainty of death, do make & declare this to be my last will & testament as follows, 1<sup>st</sup> I give unto God the giver of all things, my soul, & my body to the dust to be buried in a plain & decent manner. 2<sup>nd</sup> I wish the farm on which I now reside, to be divided as follows viz, 1<sup>st</sup> & 1<sup>st</sup> line commencing at a black oak on the line between Mr. Hatcher's farm & mine to run south, or nearly so along the middle fence, by my corn crib & thence in a straight direction south to my back line, after it is thus divided I wish the western division to be sold by my administrators as they may see proper together with all the moveable property belonging to me, except such as may be hereafter named & the proceeds thereof, to be appropriated to satisfy my just debts & the Eastern division I give & bequeath to my beloved wife Mary, her life-time & after her death I give & bequeath the same to my son Thomas to be his forever, I wish my son Thomas to take good care of his mother & not let her suffer, to be a kind & affectionate son, 3<sup>rd</sup> I give & bequeath to my beloved wife Mary one feather bed & bedding & black Stead, 1 bureau, 1 table & cooking utensils & 1 Cow to be hers & at her disposal, 4<sup>th</sup> If any thing is left after my debts are paid I give & bequeath to my grand son William Kemp Gaines, son of James Gaines, fifty dollars, 5<sup>th</sup> I hereby wish my son Thomas W. Gaines & A. B. Hatcher to administer upon my estate, without security; In testimony whereof I witness my hands & seal this the twenty third day of April Anno Domini, One thousand eight hundred & fifty One

witnesses  
Samuel A. McCoukey  
John B. S. Bolt  
William C. Goodwin

K. Gaines (seal)

At Roanoke June Court 1851, The last Will & testament of Kemp Gaines deceased, was this day presented in Court and proved by the oath of John B. S. Bolt and William C. Goodwin, subscribing witnesses thereto, who were present together at the execution and attestation hereof, and is admitted to records; And on the motion of Thomas W. Gaines, one of the Executors therein named (William C. Hatcher the other Executor renouncing his right to qualify, together with Andrew J. Doyle his security, entered into & acknowledged a Bond in the penalty of \$5,000. certificate is therefore granted him for obtaining a probate of said will in due form