

James Kyle,

This Will exhibited in the Clerk's Office of Roanoke County Court the 14th day of October 1867 the same having been duly stamped, cancelled, and the penalty committed by E. Boyd Pendleton Clerk of said Court on the 5th day 1867.

Roanoke County Court the 14th day of October 1867 the same having been duly stamped, cancelled, and the penalty committed by E. Boyd Pendleton Clerk of said Court on the 5th day 1867.

Teste

Wm. M. Canby, C.

Roanoke County May 2nd 1863

I James Kyle, of the County of Roanoke the being of sound mind, but of feeble body health, do make this my last Will and testament in manner and form as follows -

1st I give to my wife Nancy P. Kyle a full and ample support during her natural life in consideration that she will live with my son Wm. Henry Kyle, and share my said son Wm. Henry, die during the lifetime of my said wife Nancy, I Kyle I think provision to be made out of my estate for the comfortable maintenance during her natural life.

2nd I give to my said son Wm. Henry Kyle in fee simple, all my estate both real and personal to me, all my lands, negroes, household and kitchen furniture, farming utensils, stock of all kinds, all growing crops, grain and provisions of every description together with all money and town which may be in hand at the time of my demise.

3rd Should my said son Wm. Henry, die without an heir of his body or without wife then and in that event I give all property herein bequeathed to him by me which may be in his possession at the time of his demise to John Benson and Andrew Benson, children of my deceased sister Ann Benson formerly of Back Co. Va. but late of the State of Missouri.

4th It is my desire that all my property be inventoried and appraised by three competent persons to be appointed by the Court of this County for that purpose as soon as convenient of or by my demise. 5th I appoint my said son Wm. Henry, sole Executor without security of this my last Will and testament.

Teste

A. B. Brown

J. A. Harris

Chas. C. Cooke

J. Kyle

Roanoke County March 21st 1863

After due consideration in view of the state of the County and the continuance absence of my son from home I request my friend Chas. C. Cooke to act as joint executor of my last Will and testament and I now appoint my said son Wm. Henry Kyle and my said friend Chas. C. Cooke joint executors of this my last Will and testament. And I further direct that neither they jointly nor either one of them shall be required to give security.

Teste

H. P. Roberts
Gabriel Thornstun.

James Kyle

See Widow's Reimbursement - page 182

At Roanoke July Court 1863

The last Will and testament of James Kyle died, with a codicil thereto attached, was then read, produced in Court, and the said Will was partly proved by the oath of Charles L. Cooke one of the subscribing witnesses thereto and the said codicil thereto was partly proved by the oath of Wm. P. Roberts one of the subscribing witnesses thereto and the same are admitted for further proof.

And at Roanoke September Court 1863. The last Will and testament of James Kyle died with a codicil thereto attached which were proved in part at the the July term last now again produced in Court and the said Will was further proved by the oath of A. B. Brown one of the subscribing witnesses thereto, and the said codicil was further proved by the oath of Gabriel Thornstun one of the subscribing witnesses thereto, and thereupon the said Will and Codicil are admitted to probate as the last Will and testament of the said James Kyle died.

A copy from the records of Court.

Teste
F. Johnston

Mary Frances

In the name of G. D. Anne

This Will exhibited in the Clerk's Office of Roanoke County Court the 4 day of October 1867 the same having been duly stamped, cancelled, and the penalty committed by E. Boyd Pendleton Clerk of said Court on the 5th day 1867.

Teste

Wm. M. Canby, C.

County of Roanoke and State of Virginia being of sound and disposing memory, but of feeble health, do make and ordain this my last Will and testament in manner and form as follows to wit -

1st I direct that all my just debts be paid by my executor as soon after my demise as practicable.

2nd I hereby give to my Brother Henry N. Frances in fee simple the following property to wit - All my land and estate that Mary

are to be sold of, also my two negro men Barney and Jim and my big horse George, and gray mare Pops and lot of kind gear

Buckhams, &c. 3rd It is my desire and I hereby direct that all my property not devised my brother Henry N. Frances be sold as soon after my death as practicable and the money arising from the sale of said property after paying my just debts as aforesaid I leave to my said brother Henry N. Frances to do with as he may think proper or as may be necessary to support the family and in the best manner either with cash or stock, and to have tombstones put to the grave of all the family viz. to my father's and Mother's also to my grandfather's and grandmother's and to all my brothers and sister as well as to my own grave. Having full confidence in my executor I leave it unto him to select such tombstones as he may think proper or may be able to get - and after paying all expenses therefor if any balance should remain unpaid, I reserve in and appropriate it

Teste

Wm. M. Canby, C.

to my neighbor Malinda Bryant.

4th And lastly I hereby constitute and appoint my friend
Lipton B. Evans my Executor of this my last Will and
testament and I hereby revoke all other Wills or wills by
me made - Witness my signature and seal this 30th day
of December 1863.

Liquid and sealed in the presence
of both at the same time.

Smith Petty
John W. Elzey.

Mary Trauer

At a Court held for the County of Roanoke on
the 2nd day of December 1863. The last Will and Testament
of Mary Trauer and was this day produced in Court and
proved according to law by the oath of Smith Petty and John
W. Elzey subscribing witnesses thereto, and admitted to record.

Teste

L. Johnson C.

Mrs. N. P. Kyle: Virginia - Roanoke County to wit

Whereas James Kyle, late of said County, did on
the 2nd day of May, 1862 make and publish a certain written
instrument as his last Will and Testament, and did on the
day of June 1863 in said County depart this life without having
revoked said instrument; and whereas said instrument was,
after the death of said James Kyle, duly admitted to probate
in the County Court of said County as his last Will and Testament
as aforesaid; and whereas said Will did make a provision to
make provision a provision for me the undersigned Mary P.
Kyle, Widow of said James Kyle, to be held, possessed and enjoyed
by me in lieu of the interest, right, and benefit in and to the
estate real and personal to which as said Widow I am legally
entitled - Now therefore I, the said Mary P. Kyle, widow
aforesaid, do by these presents solemnly renounce the provision
a provision made or provided to be made for me in and by
the said last Will and Testament of my said deceased husband
James Kyle; and I do hereby formally apportion my claim to the
interest, right, and benefit in and to the real and personal
estate of the said James Kyle, to which as his widow, I am legally
entitled. Witness my hand this 7th day of December 1863.

Mary P. Kyle
mark

Virginia - Roanoke County to wit

This day before me, the undersigned Justice of the peace
in and for said County, personally appeared in said County
Mary P. Kyle above named a single to the foregoing paper

dated 7th December 1863 and acknowledged said writing to be
her act. Witness my hand this 9th day of December 1863
David Dryden J.P.

At Roanoke January Court 1864

A Paper purporting to be a renunciation by Mrs. Mary P.
Kyle of the provision in her former under the last Will and
Testament of James Kyle deceased, which will was admitted
to record in the Court at the September Term 1863, was this
day produced in Court, and the same having been duly sworn
- Read before a Justice of the Peace, a Justice of Mrs. Mary P.
Kyle the said paper was admitted to record, and her renunciation
of said Will.

Teste J. H. T. C.

Virginia - I, Virginia Gardner, now of Roanoke County, Virginia
hereby make my last Will and Testament as follows, revoking
all other Wills heretofore made

First, I direct that all my just debts, so far as I may
own any, and my funeral expenses, shall be paid
Second, I give and bequeath to my sister Fannie G.
Walton, for and during the natural life time of my said
sister, my negro girl slave named Patsy, and upon the
death of my said sister, I bequeath the said negro girl
to my nephew J. H. Watson, and the said nephew shall
have the said girl in full payment of the debt of \$100
which he owes to me, and the said girl shall be
entirely exempted by the said nephew from all
other claims of the said nephew.

Third, I give to my nephew J. H. Watson six slaves to whom
I owe the sum of \$1000, and I direct that my said nephew
shall have the said slaves in full payment of the debt of \$1000
which he owes to me, and the said slaves shall be
entirely exempted by the said nephew from all
other claims of the said nephew.

Fourth, I give to my nephew J. H. Watson six slaves to whom
I owe the sum of \$1000, and I direct that my said nephew
shall have the said slaves in full payment of the debt of \$1000
which he owes to me, and the said slaves shall be
entirely exempted by the said nephew from all
other claims of the said nephew.

Next, I direct that the three hundred
dollars shall be paid to my nephew J. H. Gardner Watson
which I hereby bequeath to him; and these all the residue
of my family property I bequeath to my nephew J. H. Gardner
Watson, and the said nephew shall have the said property
in full payment of the debt of \$1000 which he owes to me, and
the said nephew shall be entirely exempted by the said nephew
from all other claims of the said nephew.

Lastly, I constitute and appoint my sister Fannie