

In the name of God - Amen: I, Matilda M. Oliver do make & ordain this my last Will and Testament.

1st - I give to my great nephew Charles Wesley Carter and his two sisters, Mrs Rebecca V. Bruce and Miss Kate M. Carter, the tract of land upon which I live, known as Huntingdon, lying on the South side of Tinker Creek, adjoining lands of David S. Read, Wm Watts, Jipton B. Evans and others, and being the same land which was bequeathed to myself & sisters by our uncle Elisha Betts; except that portion which was sold by my sister Mrs. Elizabeth Walton her husband, Thomas Walton to William M. Peyton. This property to be held by them in equal right & equal proportions, with the hope that it will be a comfortable home for them all.

2nd My land lying on the North side of Tinker Creek, known as Rocky Dale, adjoining the land of David S. Read, Leroy Campbell, & Mrs Fanny Tetty, containing about two hundred acres more or less, I give to my great nephew Carter Oliver, the son of my nephew, Isaac Oliver, deceased.

3rd My land, lying on the South side of the Roanoke river, in what is known as Ballyhack, adjoining the lands of Joseph Bandy, John Edington, and others, and containing about Eight hundred acres, more or less, I direct to be divided as follows: I give to my great niece Mrs Mildred M. Hudson, the wife of Dr Robert B. Hudson, Five Hundred acres, to be laid off to her nearest to & most convenient to the dwelling house in which she now lives, to be held by her in her own separate right free from the control, debts, or contracts of her husband, with the right to dispose of the same during her life by deed, and at her death to give it by her last Will and Testament as she may choose. The

Matilda M. Oliver.

remainder of of this land I give to my great nephew Charles Wesley Carter and his two sisters New Rebecca W. Bruce and Miss Kate M. Carter, to be held by them in equal right & equal proportions, and for the purpose of supplying timber and fuel for the Huntingdon place.

4th Whatsoever personal property I may own at my death, I direct to be divided as follows, viz: I give two thirds of it in value to the four daughters of my deceased brother Isaac Oliver, viz: Mrs Martha Epper, Mrs Mary B. White, Mrs Anna Watkins, and Mrs Elizabeth J. Dunlap, to be equally divided between them - to be held by them in their own separate right free from the debts, contracts or control of their present or future husbands, and with the power to dispose of the same during their respective lives by deed or other contract, and by their last will or testament at their death. The remaining, one third, I direct to be equally divided among my great nephews and nieces, viz: - Mrs William M. Hudson, Charles Wesley Carter, Kate M. Carter, John O. Carter, Carter Oliver, and Mrs Rebecca W. Bruce. - I make this general provision as to my personal property, because there never was any division of it among my sister and myself, except my sister Elizabeth, and I do not know what portion I own of it in my own right. And I appoint Frederick Johnston & Alexander White the Executors of this my last Will, and Testament, to, ^{and} jointly or separately, should either of them decline the office. Witness my signature this 30th day of October, A.D. 1864.

Signed & acknowledged by Matilda M. Oliver the testatrix before us, we being present together, as her last Will & testament this 30th day of October A.D. 1864, the essence at

the bottom of the third page made before signing.
J. Earnest
Wm. Watts

At a Circuit Court held for the County of Kanawha on the 29th day of August 1866.

The last Will and Testament of Matilda M. Oliver dec^d was this day produced in Court and proved according to law by the oath of William Watts, who proved the attestation of said Will in presence of himself and J. Earnest the other subscribing witnesses, and now a non-resident of Virginia, and the said Will being duly stamped, is ordered to be recorded.

And the Executors named in the said Will having appeared in Court and declined to take upon themselves the burden of the execution thereof: on the motion of Colen Bap who made oath, and together with George P. Taylor and Charles M. Carter, his securities entered into and acknowledged a Bond in the penalty of Ten Thousand Dollars, conditioned as the law directs, the said Colen Bap is appointed Administrator with the will annexed of the said Matilda M. Oliver, deceased.

Copy from the Records of Court
Teste

Wm. M. Casley Clerk

We the undersigned, appointed appraisers, by the Hon. Judge of the Circuit Court of Roanoke City Va., of the personal Estate of Miss Matilda M. Oliver dec^d, and also directed to ascertain and separate as far as could be done the personal property which was in the house and on the farm at the time of the death of Miss Rebecca S. Oliver and Miss Sally C. Oliver, Sisters of Miss Matilda M. Oliver, se^{as} to show their undivided interest in the same, have, after being duly sworn for that purpose, performed that duty; and make the following report, shewing first, the separate personal Estate of Miss Matilda M. Oliver dec^d and then the joint Estate of the said Misses, Sally C., Rebecca S., and Matilda M. Oliver. Done on the 6th day of September 1866 - Viz -

1	lot of new points (plow)	1 50
1	" " old plow points (27 in number)	2.
5	cultivator plows (sidewipers) 2 33.	15.
5	Shovel plows, 1 coulter & equipments & 3 double singletrees	25.
6	axes and 1 frower	5.
2	forks	50
2	Scythe blades	1.
	lot of blacksmith tools	5.
60	hogs large and small	200.
	lot of pots, 2 wooden buckets, 2 tin Do, & Coffee Mill	3.
3	pair traces, hames and collars	5.
16	head of cattle	150.
29	head of sheep	43 50
1	corn sheller	10.
1	straw cutter	35.
	Crop of oats on hand	250.
2	nearly new spades	2 50
	Crop of wheat (supposed 500 bushels)	1250.
1	coll (of Molly)	25.
1	mule (named Frank)	150.
1	gray horse (m. George)	150.
1	bed Mattress and furniture	40.
3	Bell	50.

1	Shuck Mattress and bedstead	5.
4	chambers	2.
1	wash Stand	50
1	wardrobe	3.
Amt carried forward		\$2366.
Amt brot forward from 1 st page		\$2366.
1	clock	1 50
1	painting press	2.
1	looking glass	50
2	wash bowls, 2 bowls, 1 pitcher, 5 plates, cream pot &c	4.
1	lot of wool (at Mrs Joel Stevens) supposed to be 40 th & 40 th	16.
	about 5 th spun wool	5.
1	lot of wool rolls	12.
		\$2407.

We find on hand, in Confederate State Bonds \$3,000.
in Confederate States Treasury notes 2,000

Also the bond of S. White for \$100. (at specie rate)
payable 12 mo^r after date from 4th Sept, 1866. but
indorsed of same date as follows - "This note
is only payable, if Miss Matilda M. Oliver is
living on the 4th day of Sept^r 1866." -

Signed - C. W. Carter
for M. M. Oliver -

Miss M. M. Oliver died before the said 4th
day of Sept, 1866. Therefore we put it down
with the Confederate Bonds & notes as worthless

100.
\$5,100.

Subsequently, and before the final closing of this ap-
praisment, there has come into the hands of the adm^r
The Bond of Dr James M. Hamilton dated 17th Sept 1866 30-4-17
Total \$2711.17

Since the above we find 4 rawhides @ 10. 5 sheep skins @ 2.50 12.50
The growing crop of corn estimated 1400 bushels @ 60 540.00
about 1750th of loose tobacco @ \$2.50 pr hundred 43.75 593.50
\$546.17

add also one third of estimated amt of property belonging jointly to Misses Sally C. Oliver Rebecca S. Oliver & M. M. Oliver.

note The property of Miss Matilda M. Oliver dec^d was considered by mixed up & mingled with that of her two sisters who died before she did. We have therefore carefully and as far as we could, separated her individual & separate estate from her sisters and make the amt. appraised as above \$5606.17 and also appraised the joint Est. of Misses Sally C. Oliver, Rebecca S. Oliver, Matilda M. Oliver and annexed it hereto, by which it will be seen that the amt is \$1883.75 one third of which belongs to Miss Matilda M. Oliver which we have added to the estimate of her estate. We suppose she will also be entitled to a distributive share of her sisters' estates.

John Drouit
A. Pettyjohn
B. T. Jansley

I hereby report the above as the inventory of the Est. of Miss Matilda M. Oliver which has come into my hands.

Colin Bays Adm^r with
the will annexed of M. M. Oliver dec^d

* Item of the joint personal property of Misses Sally C. Oliver, Rebecca S. & Matilda M. Oliver dec^d - as appraised by us after due diligence in separating the individual personal property of Miss M. M. Oliver from the joint property - viz -

1	lot of old Bull Tongues & Shovels & in number	5.
11	old single and double sawing trees	5.
5	whole (and a part of another) log chain	8.
3	forks	150
4	old broken harrows	10.
7	plows	30.

9	wheels. Old axles &c	30.
7	scythes and cradles	10.
	Set of old irons	1.
1	grind stone	1.
	Blacksmith tools	30.
1	four horse waggon	40.
1	Two " "	30.
1	hole digger	2.
3	iron wash kettles	16.
1	pot and 2 camp kettles	3.
	Set of 2 ovens, 2 bakers, 2 skillits, Tea kettle, mortar &c	8.
	brass kettle	360
3	pot racks and pot hooks	4.
3	spinning wheels	5.
1	Kitchen table	60
9	tubs and buckets	3.
3	stone jars	75
1	water cart	10.
3	kitchen tables	125
	about 12 bushels salt	12.
2	churns	150
1	loom, warping bars, harness &c	6.
	waggon gear for two horses &c	6.
6	pair traces and old gear	5.
1	old waggon	35.
12	head of cattle	240.
1	yoke of oxen	60.
1	old wind mill	10

Amount carried forward \$ 631

Appraisalment of joint personal property of Misses Sally C. Rebecca S. and Matilda M. Oliver dec^d continued from page 3. amt. \$ 631

1	old carriage and harness	60.
1	horse (named John) 17 years old	26.
1	" " Bill 10	120.
1	old mare " Molly	50

1	Horse (named Davy) with large rupture	25.
1	iron gray colt ("Andrew")	100.
1	Bay horse, young ("Buck")	125.
1	old mare ("Eliza Jane")	10.
1	Red plush sofa	30.
12	old mahogany chairs	24.
	Curtains of four windows	20.
1	Round table	5.
1	Hearth rug	3 50
1	lot of Books and pictures	5.
12	Windsor chairs	10.
12	rush bottom chairs	18.
1	old arm chair	2 50
1	Strip of passage carpeting	2 50
9	split bottom chairs	5.
1	small square table	1.
1	dressing table and mirror	1 50
8	pair Blankets	31.
1	Bed, mattress, stead & bolster	25.
1	bed, bolster, pillow and stead	25.
	small writing desk and table	2.
1	Book case	5.
1	wash stand	75
2	yarn counterpanes	5.
1	bed, mattress, stead &c	15.
31	Towels	2.
10	pair pillow slips	2.
5	white counterpanes	15.
7	pair cotton sheets	14.
1	Bureau	4.
2	carpets	20
1	Wash stand	50

and carried forward to page 5 \$1440.25

Appraisal of joint personal property of Misses Sally C. Rebecca S. and Matilda M. Oliver dec'd. continued from page 4.

	Amount brot forward	\$1440.25
1	Tender, shovel and tongs	2.
2	Coal scuttles and old lumber	2.
1	cotton curtain	75
1	Bureau and mirror	20.
1	Bed and furniture	25.
1	feather bed and bolster	15.
1	table, 2 buckets and slop bowl	1 50
1	hearth rug	75
4	window curtains	3.
1	old candle stand	50
1	lounge and furniture	4.
1	bed stead	1 50
2	window curtains	2.
	Table ware, spoons, knives, forks &c	100.
1	Tin door safe	10.
2	pair Candel sticks and snuffers	2.
2	small tables, water buckets, castor, demijohn & jug	5.
	dining table and ends	15.
1	small table	50
2	pair handirons	1.
1	large hog and one large sow	40
	one fine Bay mare	185.
	one raw hide \$3. 1 old sow \$6.	9.
		194
		\$1689.75
		\$1835.75

We find the foregoing estimate to be the value of the joint personal property of Misses Sally C. Oliver, Rebecca S. Oliver and Matilda M. Oliver dec'd. appraised by us after being duly sworn for that purpose on the 6th day of September 1866.

John Trout
 A. Tollyjohn
 B. J. Tinsley
 Colin Ross Adams

In the Clerks Office of Roanoke Circuit Court The 21st day of December 1866. The foregoing Appraisement Bills of the personal property of Misses Sally C. Oliver. Rebecca S. Oliver and Matilda M. Oliver was presented and admitted to record.

Teste

W^m M^cCauley, Clerk.

Know all men by these presents, that we, Colin Bays, S. P. Tayloe and Charles W. Carter are held and firmly bound unto the Commonwealth of Virginia, in the just and full sum of Ten Thousand dollars, for the payment whereof, well and truly to be made, we and each of us, bind ourselves, our heirs, executors, and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated the 29th day of August, 1866.

The condition of the above obligation is such, that whereas, the above bound Colin Bays hath been by the Circuit Court of Roanoke County appointed Administrator with the will annexed of Matilda M. Oliver deceased, and hath been duly qualified as such in the Circuit Court of said County. If, therefore the said Colin Bays shall faithfully discharge the duties of his said office according to law, then this obligation to be void, else to remain in full force and virtue.

Colin Bays L. S.
Geo. P. Tayloe L. S.
Chas W. Carter L. S.

At Roanoke Circuit Court, August Term 1866, This Bond was entered into; acknowledged by the parties and ordered to be recorded.

Teste W^m M^cCauley Clerk.

Know all men by these presents, that we, Margaret M. Johnston and David C. Shanks are held and firmly bound unto the Commonwealth of Virginia, in the just and full sum of One Thousand dollars, for the payment whereof, well and truly to be made, we and each of us, bind ourselves, our heirs, executors, and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated the 31st day of August, 1866.

The Condition of the above obligation is such, that whereas, the above bound Margaret M. Johnston hath been by the Circuit Court of Roanoke County appointed Administratrix of the estate of John M. Johnston deceased, and hath been duly qualified as such in the Circuit Court of said County. If, therefore the said M. M. Johnston shall faithfully discharge the duties of ^{her} said office or trust according to law, then this obligation to be void, else to remain in full force and virtue.

M. M. Johnston L. S.
D. C. Shanks L. S.

At Roanoke Circuit Court August Term 1866, This Bond was entered into; acknowledged by the parties thereto and ordered to be recorded.

Teste

W^m M^cCauley, Clerk.

32^v mem. of sale of property of Miss Matilda M. Oliver deceased, made by Colin Bays Adm^r. with the Will annexed, on the 24th day of October 1866, at public Auction.

Names of articles	Names of purchasers	
1 Lot of swingletrees	C. W. Carter	6.
1 Cultivator (side wiper)	John M ^c Crander	1 50
1 Cultivator (side wiper)	C. W. Carter	1 25
1 " " "	Do	1 60
1 " " "	Do	1 75
1 " " "	Do	2.
1 Spade	Do	85
1 " "	Do	95
1 Mattock	John M ^c Crander	2.
1 " "	C. W. Carter	1 10
2 Scythe blades	Do	15
2 Swingletrees & points	John Mays	2 50
Flower and points	C. W. Carter	2.
1 Bull tongue and shovel	Do	3 25
1 Shovel plow & bull tongue	Do	4.
1 Bull tongue & wing couler	Do	1 50
2 Shovels and bull tongues	Do	5.
a lot of blacksmith tools	Do	4.
1 Axe	John M ^c Crander	50
1 " "	C. W. Carter	1.
1 " "	Do	1 40
3 raw beef hides	Do	3 50
3 sheep skins	William Archer	25
5 first choice Shoats (in pen)	C. H. Stokes each 1.05	5 25
5 1 st " Hogs " " "	Do " 18.25	91 25
6 2 ^d " " " " "	Do " 16.25	81 25
6 3 ^d " " " " "	Do " 14.50	82 50
2 4 th " " " " "	Richard Jeffreys " 17.25	34 50
5 5 th " " " " "	C. W. Stokes " 14.50	72 50
2 6 th " " " " "	John Hackle " 11.50	23 00
2 7 th " " " " "	John Bice " 9.25	18 50
5 8 th " " " " "	C. H. Stokes " 6.00	30.

2 9 th Choice Hogs (in pen)	C. W. Stokes each 1.00	2.
5 Shoats	Do Robert Hudson " 1.00	5.
1 Sow and pigs	Joseph Childers	18 50
	Carried forward	517 30

Mem of sales of property of Miss Matilda M. Oliver died last forward and continued \$517.30

Names of articles	Names of purchasers	
13 Shoats	C. H. Stokes each 1.05	13 65
1 fire scuttle	C. W. Carter	80
1 " "	Do	90
1 bowl & pitcher	Do	1 10
5 plates, 2 bowls & mug	G. M. M ^c Kalister	70
1 bowl	C. W. Carter	30
Lot of uncured tobacco	Levi Lawson	81.
2 cakes of tallow	Jacob Brosius	60
1 Bucket	C. W. Carter	35
1 " "	Do	35
1 Chamber	Do	1.
1 Do	Do	1 30
2 Do	Do	60
1 Small table	Do	55
1 Clock	Hercules Harris	3.
Lot of wool rolls	Fred Bryant 12 1/2 th 55	6 85
1 Lot	Do 47 th 65	17 50
Wrappings for wool	Do	25
1 hitting hoe	Marshall France	25
1 looking glass	Jonas Smith	2.
1 Bed and bedding	C. W. Carter	76.
1 Red Heifer	Richard H. Phillips	32.
1 " "	W ^m Woods	25.
2 yearlings	Richard H. Phillips each 1.00	21 20
1 white face heifer	Do	25 75
1 Red " "	Do	14.
1 pale Red " "	Do	10.
1 Roan Steer	Do	12.
1 Calf	Do	6 75
1 " "	Do	2 30

34

7 1 st choice sheep	A. B. Gish each	2.15	16 05
7 2 ^d " "	Julius Oliver "	1.45	10 15
7 3 ^d " "	Hercules Harris "	1.60	11 20
7 4 th " "	William Archer "	1.10	7 70
1 Mule (Frank)	C. W. Carter	100.	
			<u>\$1019 34</u>

Mem: of sales of property of Miss Matilda M. Oliver dec'd
 brot forward and continued \$1019 34

names of articles	Names of purchasers		
1 gray horse (George)	Asa O. Carter		104.
1 young colt	James E. Richardson		30 50
1 st lot of wheat	G. M. McCalister 10 bushels	32 50	32 50
2 ^d " "	Do 10 " 3.00		30 00
3 ^d " "	Do 10 " 3.00		30 00
4 th " "	Do 10 " 3.00		30 00
5 th " "	Do 36 " 3.00		108.
The remainder of the crop	C. W. Carter 266 ^{1/2} bu.	3.00	770 75
Sold previously	C. H. Stokes 20 " 3.00		60.
" " for cash	T. J. Chapman 49 ²⁵ / ₁₀₀ "	2.60	128 58
" " Do Do	Peyton J. Terry 115 ²⁵ / ₁₀₀ "	2.50	288 46
Oats in one end of barn	C. W. Carter		72.
" " " side " "	Do		71.
" " " half of end of "	Do		50.
" " " " " "	Henry S. Post		75 25
one bush of oats at Rocky Dale	G. M. McCalister		72.
8 loads in house " " "	C. W. Carter		64.
5 rows of shecks of corn	C. H. Stokes each \$51.	255.	
3 " " " " "	Do " 49.	147.	
100 bushels " " "	William T. Black " 85 ¹ / ₂	85.	
50 " " " "	Thomas G. Huff " 80 ¹ / ₂	40.	
" " balance "	C. H. Stokes " 82 ¹ / ₂		
100 " " " "	Dr Robert B. Henderson " 81 ¹ / ₂	81.	
" " balance "	C. H. Stokes " 91 ¹ / ₂		
Lot of corn standing in field	Do		201.
Patch of Irish potatoes	C. W. Carter		12.
barrel of Tar	John D. Watkins		3 05

35

2 Raw hides	Richard H. Phillips		0 50
1 " "	Do		3.
1 Corn sheller	C. W. Carter		12.
1 straw cutter	Do		46.
Lot of Rye	Benjn I. Jinsley	bushels 8 1/2 130	12 75
Lot of screenings	James C. Huff		63
2 " " "	Do		61
1 Collar hames & traces	C. W. Carter		3 40

In consequence of selling a lot of corn ungathered in the field which had been rented on shares to other persons, and the severity of the winter preventing them from gathering, ~~and~~ therefore the amt cannot be ascertained as yet. ~~This~~ return of the sale has been withheld. It is now returned with blanks as to the said corn, but as soon as the amt can be ascertained the farther report will be made

Colin Baft adm^r
 with the Will annexed of
 Miss Matilda M. Oliver

The foregoing Sale Bill of the personal property of Miss Matilda M. Oliver deceased was returned to the Clerk's Office of the Circuit Court of Roanoke County the 18th day of February 1867 and admitted to record

Teste

W^m M^c Cauley Clerk