

This day a writing purporting to be an authenticated copy, with the certificates of probate thereto annexed of the last will and testament of Henry Whitten Hopkins, deceased was presented in said office for recordation, and it appearing that the said writing has been duly probated in the office of the Clerk of the county court of Mercer County, West Virginia, as a valid will of real and personal estate, it is therefore ordered that the said writing be admitted to record in this county as a true and authenticated copy of the said will.

J. M. GARDEN, CLERK

A true copy from the record.

TESTE: *J. M. Garden* CLERK

0000000000000000

THE LAST WILL OF WM. PLUMLEY, deceased.

I, WILLIAM Plumley, do make this my last will and testament as follows:

FIRST: I desire that my body be buried in a manner corresponding to my estate.

SECOND: I direct that all my just debts, if any, be paid as soon after my decease as conveniently may be.

THIRD: I give to my wife, Mrs. S. M. Plumley, as her own Five thousand dollars (\$5,000.00) in liberty bonds.

FOURTH: I give to my son, Seldon Plumley, Ten thousand dollars (\$10,000.00) in Liberty Bonds.

FIFTH: I give to my daughter, Bertie Mason, Ten thousand dollars, (\$10,000.00) as and for her own.

SIXTH: I give to my daughter Pearl Osborne Five thousand dollars (\$5,000.00) as and for her own.

SEVENTH: I give, devise, and bequeath unto my son, Seldon Plumley and R. F. Dunlap as my trustee, Seven thousand dollars (\$7,000.00) with which to purchase in their names as Trustees a house and lot for my daughter Gussie Graham and an additional Seven thousand dollars (\$7,000.00) with which to purchase in their names as Trustees, a house and lot for my son Hume Plumley, the said houses and lots to be used and occupied by my daughter Gussie Graham and by my son Hume Plumley, for and during the respective natural lives upon the condition that each pay the insurance, tax and reasonable repairs upon their respective properties and that upon the death of my daughter Gussie, that the full and complete title to the said house and lot held by my Trustees for her be fully invested in her children or the children of her children (my great grandchildren) share and share alike and that upon the death of my son Hume Plumley the house and lot held by the said Trustees for his use shall pass to his children (my grandchildren) share and share alike if any there be, but if either my daughter,

Gussie Graham, or my son Hume Plumley, die without children then the title to the said houses and lots shall pass to their lawful heirs share and share alike, but I expressly desire that my said Trustees shall have the power with the consent of my daughter, Gussie or my son Hume, to sell the house and lot which is here set aside for their respective use and benefit and re-invest the proceeds derived therefrom in another house and lot, the title to which shall be invested in my Trustees upon the same conditions as herein provided.

EIGHTH: I give, devise and bequeath unto my son, Seldon Plumley and R. F. Dunlap, as my Trustees for the use and benefit of my grandchildren, children of my deceased son, Charles Plumley; namely, Charles William Plumley, Catherine Plumley, Mary Page Plumley and Susan Plumley, the sum of Sixteen thousand dollars (\$16,000.00) to be disbursed to them equally for their maintenance, support and education in such manner and in such amounts as my said Trustees may think proper, but in case either should die and there be left unexpended any portion of this bequest then any sum remaining to be distributed to the party so dying shall be disbursed among the surviving children of my deceased son, Charles Plumley, in the same manner as herein provided unless such deceased grand child shall have living lawful children, in which event the portion due to such grand-child shall go to their children.

NINTH: I hereby given, devise and bequeath unto my son, Seldon Plumley and E. F. Dunlap as my Trustees the full and complete title to all my real estate of whatsoever kind or nature and wheresoever situate, and I hereby expressly direct that they, my son Seldon Plumley and R. F. Dunlap as my trustees, shall immediately after my death enter into a rental contract with my said son, Seldon Plumley, for all of my property situate on the corner of Second Avenue and Temple Street on which any buildings have now been erected. This includes the property in which Plumley-Hulme Company are now doing business on the lower floor and the second and third floors, and also the building in which Perkins Cafe is conducted, including both the lower and upper stories, at a rental of Three Hundred dollars (\$300.00) per month, payable monthly for a period of twenty years from the date of my death, which rental my said Trustees shall hold upon the following trust: namely, that two thirds of said rental be divided quarterly from the date of my death equally between my wife and children, Bertie, Pearl, Gussie, Hume and Seldon, and an equal share to the guardian of my grandchildren by my son, Charles Plumley or the survivors of the same unless the ones dying shall leave lawful children, in which event such children shall receive the portion due to their parents. The remaining one third of said rental shall be retained for the purpose of paying taxes, insurance and making reasonable repairs, but if at any time, in the discretion of my Trustees, there remains any portion of the one third not necessary for such purpose, it may be disbursed in the same manner as the two thirds herein provided but it is expressly stipulated that if at any time any of the beneficiaries herein stated becomes wasteful and extravagant and do not properly preserve the funds going into their hands or become a bankrupt or shall alienate or charge the interest herein given or attempt to do so, then I expressly direct that such one or ones be and are hereby deprived of any further interest herein and such bequest as to them is and shall be null and void. I further direct that at the expiration of the twenty year rental as herein provided, that then a rental contract for the same property shall be given to my son Seldon Plumley, at the reduced price of One Hundred fifty dollars (\$150.00) per month to be distributed in the same manner and in the same proportion

and to the same parties and upon the same conditions as the rental of Three hundred dollars (\$300.00) except that if any of my children have died at this time, then their proportion shall go to such of their heirs as are sober, upright and deserving and that have not become bankrupts or alienated or attempted to alienate their interest in this property and further that if any of the parties entitled to any benefits or property hereunder shall have been convicted and sentenced to any penal Institution, then unless such sentence is properly set aside then any bequest that would be due and payable to such one or ones is hereby revoked and cancelled and it is my desire and direct instruction that they receive NOTHING hereunder. The last rental at the price of One hundred fifty dollars (\$150.00) shall be for the period of Ten years from the date of the expiration of the twenty year rental.

TENTH: I further direct that the above property on the corner of Temple Street and Second Avenue so far as now occupied by Plumley Hulme Company, Perkins Cafe and Seldon Plumley for hotel purposes, being all of the property having a frontage of approximately ninety (90) feet on Second Avenue and extending back to the W. F. Bush line, cannot be sold during the thirty years' rental herein provided, but it is my express desire that my son, Seldon Plumley, shall have the right to sub-rent or sub-lease any portion thereof, but the title to said property is hereby expressly directed to be invested in and remain in my said Trustees for the said period of thirty years at which time the full and complete title shall be invested in all my grandchildren share and share alike or if any of them be not then living such portion as would have passed to any that are then dead shall be invested in their children (my great grandchildren) share and share alike provided that they are of sober habits, thrifty, and diligent and have shown a disposition and ability to save the property coming into their hands and have not at any time, become a bankrupt or sold and transferred or attempted to sell and transfer their interest in this property and in case any of these conditions exist, then no part of this bequest shall be invested in said parties.

ELEVENTH: I further hereby give, devise and bequeath unto my son, Seldon Plumley and R. F. Dunlap, as my trustees, the full title to my coal lands situate in Wyoming County, West Virginia, which said lands are now held in the name of James H. George, Trustee, and in which I own an undivided interest, and I desire and hereby direct that my trustees are fully authorized to join with the remaining parties in interest in said land in a lease or sale thereof upon the same terms and conditions as the other parties may agree if in their judgment it be to the best interest of my estate, and further hereby empower them to lease or sell the said lands and to make and execute all proper leases and conveyances for the same upon such terms and conditions as they may deem proper and that they shall hold the proceeds of the lease or sale of the said land for the use and benefits as hereinafter provided.

TWELFTH: I further give, devise, and transfer unto my son, Seldon Plumley and R. F. Dunlap, as my trustees all my stock in the First National Bank of Hinton, for the period of twenty years from the date of my death and the net proceeds derived therefrom shall be distributed in the same manner as hereinbefore provided in the ninth section of this Will for the distribution of the rental received from the property on the corner of Temple Street and Second Avenue.

THIRTEENTH: I further give, devise and transfer unto

my son Seldon Plumley and R. F. Dunlap as my trustees all my stock in the Hinton Toll Bridge Company to be held by them for a period of twenty years from this date and the dividends derived therefrom shall be disbursed in the same manner as the dividends derived from the stock in the First National Bank, but in case the Hinton Toll Bridge is sold or a majority of the stockholders agree to a sale of their stock therein then my said Trustees are hereby authorized to make sale of said stock on the same or better terms and for the same or better price than the other stockholders and the proceeds of said stock shall be invested in good securities or investments and the dividends from such securities or investments shall be disbursed in the same manner as the dividends from the stock of the First National Bank.

FOURTEENTH: I further give, devise, and bequeath unto my son Seldon Plumley and R. F. Dunlap, as my trustees the title to my farm on Elk Knob and direct that the same be sold as soon after my death as conveniently may be provided a reasonable price is received therefor and that the proceeds thereof be invested in good safe securities and the interest or dividends therefrom be disbursed in the same manner as the dividends from the stock in the First National Bank.

FIFTEENTH: I hereby give, devise and bequeath unto my son, Seldon Plumley and R. F. Dunlap, as my trustees, all my stock in the Ruffner Hotel Company with the right to my said Trustees to sell and transfer the same at the same price and on the same terms and conditions or better than that upon which T. H. Lilly may sell his stock in the same company, but which right shall be exercised only in the discretion of my said Trustees and if in their judgment they think best not to make such sale at such price and on such terms, then the same shall not be made, but the proceeds of said money shall be held upon the following uses and trusts, that one fourth of the dividends or interests or other accumulations derived from said stock or from the re-investment of the proceeds thereof shall quarterly be disbursed to my wife and children as provided in Section Nine hereof relative to the disbursement of the rentals from the property on Second Avenue and Temple Street, and the remainder of the proceeds to be disbursed as herein next provided.

SIXTEENTH: I desire and hereby direct to my son, Seldon Plumley and R. F. Dunlap as my trustees to hold any funds derived from the lease or sale of my property situate in Wyoming County, West Virginia, or my stock in the First National Bank of Hinton, or my stock in the Hinton Toll Bridge Company or of my stock in the Ruffner Hotel Company or the proceeds of the sale of my farm on Elk Knob, in Summers County, West Virginia for a period of twenty years from the date of my death but if any or all of my said stock is sold, which can be done in the discretion of my said Trustees, then the proceeds thereof shall be re-invested in some interest bearing or dividend paying securities or other investments regarding carefully the safety of such and with the right in the judgment of my said Trustees to sell any of the same and re-invest the proceeds in stable and conservative securities not selecting or buying any that hold out more than a moderate profit, safely in investment being more to be desired than anything else, and all interest, dividends and profits accruing thereon shall be received for the use and benefit and disbursement of the persons named and in the amount and upon the conditions as are set forth in paragraph NINE of this will relating to the rental of the property on the corner of Second Avenue and Temple Street in the city of Hinton, and at the end of twenty years such sum as may remain from the sale of the above property in this paragraph shall be disbursed to my wife and

children, but if any of my children have died before or after my death then the part that would have gone to such children shall be invested in their children or their heirs provided.. always that they have not attempted to assign their interest in any portion of this will or become a bankrupt or otherwise shown a reckless regard for the Value of money by not having accumulated or saved anything until that time.

25 SEVENTEENTH: I hereby give, devise and bequeath unto my son, Seldon Plumley, and R. F. Dunlap as my trustees all my stock in the Schaeffer-Weedon Tailoring Company, Consolidated Fuel Company of Pittsburgh, my ninety (90) shares of stock in the Plumley Hulme Company, West Virginia and Kentucky Coal Company stock, all cash and moneys in bank, all of my notes against Mathews Brothers for Sixteen Hundred dollars (\$1600.00) my note against W. H. Garnett of Eleven Hundred dollars \$1100.00, 26 my note against A. B. Richmond of One thousand dollars (\$1,000.00) and any and all claims, notes, demands or other evidences of indebtedness due and payable to me from any source whatsoever and all the rest and residue of my estate not herein disposed of, of every description whether real, personal or mixed and wheresoever situate and direct them to be converted into cash and held upon the following uses and purposes that after the payment of such taxes or other costs of administration to be held for a period of five years but such sums shall be invested in good and safe securities or investments 27 as hereinbefore described and the proceeds thereof disbursed as set forth in Paragraph nine of this Will relative to the disbursement of the rental and at the expiration of five years after the date of my death any sum remaining shall be disbursed equally to my wife and children then living and if those not then living be dead, the portion that would be payable to them shall be payable to their children, if any, if not, to their lawful heirs.

28 EIGHTEENTH: I further give, devise, and bequeath unto my son, Seldon Plumley and R. F. Dunlap, as my trustees the full and complete title to my farm in Illinois upon which my brother Andrew and his wife now live, but upon this specific instruction and direction, that my brother Andrew and his wife, shall have the full control and use of the same during the natural lives of either, but that upon the death of both then my said trustees are hereby directed to sell the said land and disburse the proceeds as in Paragraph Nine herein, but no disbursement shall be made until five years after my death.

29 NINETEENTH: I further give and bequeath unto my son, Seldon Plumley and R. F. Dunlap, my trustees, the full title to my lot of land situate on Second Avenue in the city of Hinton, West Virginia, below the Perkins Cafe, having a frontage of approximately fifty seven (57) feet on Second Avenue and extending back to the line of W. F. Bush and direct that the same be held in trust for a period of twenty years and any rentals, profits or benefits of any kind derived therefrom shall be disbursed quarterly after the date of my death to the same persons and in the same proportions and upon the same conditions as provided in Paragraph Nine of this will and 30 at the expiration of twenty years the title thereto shall become invested in my children then living and in case of the death of any of them either before or after my death, then the children of those that are not then living shall be invested with the interest that would have been invested in their parent if they had been living at my death, always upon the consideration that any of said children or grandchildren or 31 great grandchildren that may receive any interest in said property under this will have not become bankrupt or have alienated or attempted to sell or dispose of their interest

in this property or have not a sense of responsibility for the wise use of money or property as is indicated by their failure to save and accumulated property all of which persons that otherwise would receive interest are hereby wholly deprived of any interest herein.

32 TWENTIETH: I hereby fully invest in Seldon Plumley and R. F. Dunlap as my trustees, the title to my home place situate on the corner of Third Avenue and Bal- lenger Street in the city of Hinton including furniture, fixtures, furnishings and all personal property therein for the period of twenty years from this date, but expressly direct that this property cannot be sold, leased, or exchanged and shall be held and kept in repair as a home for my children who may need the same under the control and direction of my wife as long as she may live and thereafter under the control and direction of my trustees herein authority being hereby given them to pay the taxes, insurance and up keep out of any funds that may come into their hands.

33 TWENTY-FIRST: I further hereby direct my son, Seldon Plumley and R. F. Dunlap as my trustees out of any funds from any of my estate to provide and care for any of my children, grandchildren, or great-grandchildren that may become so afflicted by disease, accident, or otherwise that they are in fact incapable of taking care of themselves in reasonable comfort which sum to be so expended shall be in the discretion of my said trustees but this instruction is upon the express provision that if such incapability arises out of excessive use of intoxicants or other diseases brought on by immoral or reckless living that then this provision shall not be in force.

34 TWENTY SECOND: It is my express desire to preserve my estate to the benefit of my children and their heirs so long as they lead consistent lives and are appreciative of the value of money left to them but in case they come bankrupts, are recklessly extravagant and do not preserve and save any of the money as disbursed to them or attempt to sell or dispose of any interest that they may have in my estate then it 35 is my desire that any funds that they would receive hereunder be withheld and that nothing pass to them by any of the terms of this will.

36 TWENTY THIRD: It is my further express-desire that this estate be held in trust as herein provided but in all instances discretion is given to my trustees as herein appointed to act in such manner as they may be best advised with refer- ence to the sale of any of the property herein authorized to be sold for the most money that can be gotten therefor and to convey and assign and transfer the same to the best 37 purposes- when the whole of the purchase money is paid and not before by such deeds or writings as will fully invest the title to the property sold and that any dividends, interests or proceeds of any money, bonds or investments shall be disbursed quarterly as herein provided and that any money derived from said sales shall be held in trust as herein provided with the distinct understanding and direction that no money derived from the sale except dividends, interests and accretions be disbursed until a period of five years from my death and then only so much as herein is provided to be dis- bursed and that the remainder of my estate be held by my trustees for disbursement as herein set forth, but it is expressly understood that my said trustees may invest any money secured from sales in interest bearing or dividend paying securities or investments using care to make only stable and conservative investments and further if they think wise and proper they are hereby authorized to use any funds in erecting such building or buildings as they may think best suited on the lot now owned by me situate

38 below Perkins Cafe, but if such erection is made, the itemized cost of same must be preserved.

TWENTY FOURTH: I hereby appoint my son, Seldon Plumley and R. F. Dunlay as Executors of my will but desire that my estate be handled by them as Trustees as herein provided and that as such Trustees they shall enter into a bond of One Hundred thousand dollars (\$100,000.00) with some good and conservative guaranty company, as surety.

TWENTY FIFTH: I hereby revoke any former will or codicil thereto at any time heretofore made by me.

39 IN WITNESS WHEREOF I have to this my will consisting of ten sheets of paper, set my hand to each sheet this the 1st day of May 1923.

WM. PLUMLEY

WM. PLUMLEY

40
(7^a) SIGNED, published and declared by William Plumley as and for his last will, in the presence of us, who in his presence and at his request and in the presence of one another, have hereunto signed our names as witnesses thereto.

W. T. Fredeking

J. M. Swats.

WEST VIRGINIA, office of the Clerk of the county court of Summers county May 16, 1923

THIS day a writing purporting to be the last will and testament of William Plumley deceased was presented in said office and proved by W. T. Fredeking and J. M. Swats, the two subscribing witnesses thereto, who first being duly sworn and having examined the said writing, each stated that the said Wm. Plumley did sign the said writing in their presence and that they in his presence and at his request signed their names as witnesses thereto, all being present at the same time and each further stated that they verily believed that the said William Plumley was of sound mind and fully aware of his acts at the time of signing the said writing and the proof being sufficient it is ordered that the said writing be admitted to record as the last will and testament of the said William Plumley deceased.

J. M. GARDEN CLERK

A TRUE COPY FROM THE RECORD.

Jm Garden CLERK

STATE OF WEST VIRGINIA? SUMMERS COUNTY, TO WIT:

We, the undersigned, having been duly and regularly appointed by the County Court of Summers County as appraisors of the estate of Lee Johnson, and after having been duly sworn for the purpose of making such appraisement at the real and actual value of all tangible personal property of every description owned by deceased at the time of his death and located in the County of Summers, including all real estate, with the values fixed therein as provided by law, to wit:

PROPERTY.

Cash in Bank	4,456.48
1 Rickenbacker Automobile	700.00
1 Note, Union Light Company	750.00
Insurance	2,000.00
One-half interest Johnson's Pharmacy	3,500.00

APPRAISEMENT OF STOCKS.

Company,	NO. SHARES	PAR. VAL.	APPRAISED VAL
New River Grocery Co.	62	6200.00	9300.00
Citizens Bank	5	500.00	950.00
First Natl. Bank Peterstown	5	500.00	1000.00
Farmers' Bank of Monroe	5	500.00	500.00

O.P. Vines

H.L. Miller

A.E. Miller

APPRAISORS.

West Virginia, Office of the clerk of the County Court of Summers County May 28, 1923,

The foregoing appraisement of the estate of Lee Johnson, deceased, was this day presented in said office and admitted to record.

Jm Garden Clerk.

00000000

154
I, PERRY M. LAWRENCE of the city of Hinton, and the State of West Virginia, being of sound and disposing mind, do hereby make, publish and declare this to be my last will and testament, hereby revoking all other wills by me at any time made.

1st. I desire all my just debts to be paid, if I shall owe any at my death.

2nd. I give, devise and bequeath all the real and personal estate of every description, to which I shall be entitled at the time of my decease unto my beloved wife, Byra Lawrence of the city of Hinton, and State of West Virginia, absolutely, after my said debts have been paid.

3rd. I give my executor hereinafter mentioned full power to sell any of my real estate that may be required for the payment of debts.