

The last will and Testament of James P. Snyder of Page Co Va

I James P. Snyder considering the uncertainty of this world and being of good health sound mind and memory do make and publish this my last will and Testament in manner and form following that is to say I desire all my funeral expenses and one hundred Dolla Monument put on my grave and the charges attendant upon admitting my will to probate shall be paid as soon after my death as practicable out of the proceeds of my estate I give devise and bequeath to my heir Mrs Eliza J. Suthard and to her heirs forever all my property and estate whether real personal or mixt and I constitute and appoint my said heir Mrs Eliza J. Suthard sole Executrix of this will after her death my property is to be divided equally betwixt her children Mrs Lula A. Roudabush and Hortence Huffman I revoke all former wills made by me signed with my signatures this 21st day of May one thousand nine hundred and eight

James P. Snyder

Witness

W. M. Rosser,

C. G. Bailey

In the Clerks Office of Page Circuit Court Febry. 2, 1911.

The last will and testament of James P. Snyder dec'd., was presented to the Clerk proved by the oaths of C. G. Bailey and W. M. Rosser, the subscribing witnesses thereto and admitted to record, Mrs. Eliza J. Suthard the executrix named in the will qualified as such who together with Isaac N. Graves and Frank W. Huffman who justified as to their sufficiency entered into and acknowledged a bond in the penalty of ten thousand dollars conditioned according to law.

It is further ordered that John Henry Cave, George Henderson
J. L. Bailey and B. M. Shenk, any three of whom may act after
being duly sworn for that purpose be and are hereby appointed
appraisers of said estate.

Teste; F. W. Weaver, Clerk.

A copy; Teste; F. W. Weaver, Clerk.

Teste *F. W. Weaver* Clerk.

Will Book No. 5 pp. 222.

IN THE CIRCUIT COURT OF PAGE COUNTY. VIRGINIA.

W.T.G.SNYDER, ET ALS.

VS.

ELIZA J.SUTHARD, ETC.

The joint Demurrer of Eliza J.Suthard, Lula A.Roudabush and R.T.Roudabush, her husband, and Hortense Huffman and Frank W. Huffman, her husband, Defendants, to the Bill of Complaint, exhibited against them in the Circuit Court of Page County, Va, by W.T.G.Snyder, et als, Complainants:

Respondents demur to the bill of complaint and for grounds of demurrer show that it appears by said bill that the last will and testament of James P.Snyder, Dec'd, which is dated May 21.1908, was presented to the Clerk of the Circuit Court of Page Co, Va, in his office on the 2nd.day of February, 1911, for probate and was duly proven by the oaths of C.G.Bailey and W.M.Rosser, the subscribing witnesses thereto, who were competent witnesses, and duly admitted to record in said office according to Sec.2533 a, V.C.-1904, in all such cases made and provided, and that no appeal was taken therefrom by any interested party within one year after the entry of the said order or probate in said office, which order is now final and is marked Ex. J.P.S.#1, and is asked to be read and treated as a part of this demurrer, and that therefore the above entitled chancery suit of W.T.G.Snyder and others in this court, which was only instituted February 1.1913, cannot lie, according to the decided cases by the Supreme Court of Virginia, of Saunders vs. Link et als, and Ramsey vs.Dodd; both of which cases were decided November 21.1912, and are reported fully in Virginia Appeals, Nov.30.1912, at pages 126 and 149, respectively, and which opinions of said court are made part of this demurrer as though the same were written out in full.

And this Honorable Court is without jurisdiction in the premises. Wherefore, respondent prays the judgment of this court whether

they shall be compelled to make any other or further answer thereto,
and they humbly pray to be hence dismissed with their reasonable
costs in this behalf sustained.

An they will ever pray, etc.

Eliza J. Suthard,
Lula A. Roudabush,
R.T. Roudabush,
Hortense Huffman,
Frank W. Huffman, Defendants.

By. Walter & Bro
Attys. of Defts.

Feb 13.
W. G. B. Simpson et al.

as J. Kelly
Upas.

Eliza J. Sutward
et al.

To 2nd Monday in
February 1913

Sheriff's Fee \$2.50

P. C.

W. H. ...

Executed by delivering a copy of the within summons to -
Eliza J. Sutward, Lula A. Roundbush, Hortense Hurlman, and -
Frank Hurlman, each in person, and upon R. T. Roundbush, by -
delivering a copy of the within summons, to his wife at their -
their usual place of abode, and explaining purport of the -
same to her, she being above the age of 16 years, -
R. T. Roundbush, not being found at their usual place of a -
abode, Feb 1 - 1913.

Commonwealth of Virginia,

TO THE SHERIFF OF THE COUNTY OF PAGE, Greeting:

I, Eliza J. Sutherland, Lula A. Roudabush

and R. T. Roudabush, her husband and Hortense Huffman and

Frank W. Huffman, her husband,

to appear at the Clerk's office of the Circuit Court of the County of Page, at the rules to be held for the said

Court, on the 2nd day of February 1913, to answer

a bill in chancery, exhibited against them in our said Court by

W. G. Snyder, Bettie L. Koontz, Emma B. Shuler and Lillie
Ward,

And have then there this writ. Witness, F. W. WEAVER, Clerk of our said Court, at the court-house, the

1st day of February 1913, and in the

12 year of the Commonwealth of Virginia.

F. W. Weaver

W. S. [Signature]

[Signature]

~~W. S. [Signature]~~

[Signature]

J. M. H.

S. W. W.

J. M. B.

Order of [Signature]

Order of [Signature] Book

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W. J. G. Snyder, Comptroller

Edija J. Sulhano & others

This cause came on to be heard this 21st day of April, 1913, upon demurrer of defendants to the bill of complainant, the grounds for the same being that there is nothing & besides there is no legal right & was argued by counsel; on consideration thereof, the court doth adjudge, order and decree that the demurrer be sustained & that the bill of complainant be dismissed & the court doth further adjudge, order and decree that the defendants recover of the complainant their costs in this behalf expended with the right to issue all proper executions for the collection of all said costs, but the issuance of said execution is hereby suspended for sixty days from the rising of the court.

Snyder
Smithland

176
15
1.07
68
40
25
4.31
25
4.56

Depts costs

city # 15.00
truck 4.56

Puff costs

50
1.25
25
65
50
15
50
40
4.26
75
5.01

mix Tank 1.50
clerk 75 + 5.01
sluff 2.57