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December 2020

## **MS 76 Box 3 Notebook 14 - N. L. deed; Dorothy Shoemaker deed; L. R. Via, attorney**

Fred Bussey Lambert

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MS 76  
BX 3  
NBK 14

~~Hatfield Deeds~~  
~~Ruth's Case~~  
N. L. Deed  
Dorothy Shomaker Deed  
~~Wiatt Smith~~  
L. R. Via -- Attorney

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MS 76  
BX 3  
NBK 14

for couple or ladies. Phone 6848.  
McClelland, agt. Phone 6848.

RESTAURANT and beer garden, fully  
equipped. Doing good business. Reason-  
able. 459 Camden Road.

DON'T pass this buy. Baumgardner's  
Grill, 601 Fourth Ave. Same location  
for last 20 years, on corner Sixth St. Lo-  
cated on main highway and automobile  
row. Clean and up to date and electrical  
equipped throughout. Shown by appoint-  
ment only. No telephone information.

PLANING MILL and building supply busi-  
ness. 459 Camden Road. Phone 6848.

H. B. May 30, 1950.

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## ROLFE FUNERAL ON WEDNESDAY

Funeral services for Mrs. Jennie Borders Rolfe, 96, who died yesterday at the home of her daughter, Mrs. H. A. Scholze, 319 Tenth Avenue, after a long illness, will be conducted at 10:30 A. M. tomorrow at the Klingel-Carpenter Mortuary by Dr. James Browning, pastor of Johnson-Memorial Methodist Church. Burial will be in the Pines Cemetery at Louisa.

Mrs. Rolfe, granddaughter of the late Judge Archibald Borders, an early federal jurist in Eastern Kentucky, was the mother of the late R. A. Bickel, Huntington insurance agent, and widow of William D. Rolfe, her second husband. She was born in Boyd County, Ky., and had been a resident of Huntington for 24 years.

The family settled in the Big Sandy Valley in pre-Civil War days and the town of Louisa, Ky., was named for Mrs. Rolfe's grandmother, Mrs. Louisa Borders.

Survivors include the daughter, four granddaughters, Mrs. Robert Kay of Charleston, Mrs. John S. McGhee of Huntington, Mrs. D. E. Fowler of Lexington, Ky., and Mrs. F. B. Lazzell of Sumatra in the Dutch East Indies, and six great-grandchildren. The body is at the mortuary, where friends may call after 1 P. M. today.

**SYLVESTER MASSIE** — Eighty-one years old, of Lesage Route 1, died at 3:40 P. M. yesterday at his home. Survivors include a daughter, Mrs. Ulva Henry of Lesage Route 1; a sister, Mrs. Rebecca Bradley of Dry Creek, near Whitesville in Raleigh County; a brother, Ollie Massie of Huntington, and five grandchildren and four great-grandchildren. The body will be at the Wallace Funeral Home at Barboursville until the hour of services, which is to be announced. Friends may call at the funeral home after 4 P. M. today.

## CLAY MATHER DEAD; BURIAL TO BE HERE

Clay Mather, a native of Guyandotte, died Saturday at the home of a daughter, Mrs. Charles Morris, in Cleveland, O. The body will be cremated and the ashes brought here for burial in Spring Hill Cemetery.

He was a son of the late John and Emma Burks Mather. He had lived in Washington, D. C., for many years.

Survivors include his widow; two daughters, of Cleveland; two sisters, Mrs. Royston M. Brown of Cleveland and Mrs. Robert Swan of Fowler, Ind., and several cousins here.



ALLEN JENKINS  
Retired Contractor Dead

## ALLEN JENKINS IS DEAD AT 93

Allen Jenkins, 93, of Chesapeake, a retired sand and gravel contractor, died at 10:15 A. M. yesterday at the home of a daughter, Mrs. Bascom J. McComas, 701 Fourth Avenue, after a four-month illness.

Mr. Jenkins was born in Milton on August 11, 1857 and lived in Huntington before moving to Chesapeake in 1931. He retired in 1935. He was a member of Huntington Lodge 53, AF & AM, and Huntington Lodge Chapter 65 of the Independent Order of Odd Fellows.

Funeral services will be conducted at 2:30 P. M. tomorrow at the Schneider Funeral Home at Chesapeake by the Rev. Lawrence Wilson. Burial will follow in Spring Hill Cemetery.

He is survived by three daughters, Mrs. McComas, Mrs. May Greig of Akron, O., and Mrs. Evelyn Boyd of Chesapeake; a son, Calvin Jenkins of Chesapeake; a sister, Mrs. R. W. Reed of St. Louis; and five grandchildren and 11 great-grandchildren.

The body is at the Schneider Funeral Home at Chesapeake.

## Sedinger's Funeral Is Set For Friday

Funeral services for Howard D. Sedinger, 49, of 2750 Collis avenue, who died in a local hospital yesterday, will be conducted tomorrow at Highlawn Presbyterian Church at 2:30 P. M.

The Rev. W. P. Hooper will officiate and burial will be in Woodmere Cemetery. The body has been taken to the residence from the Willis Funeral Home and will be taken to the church tomorrow an hour before the funeral.

Mr. Sedinger was a member of a prominent Guyandotte family, and was chief engineer for the United Thacker Coal Co. here, an affiliate of the Island Creek Coal Co. Death was due to a heart attack.

July 16, 37  
**Wayne Jarrell, 94,  
Is Taken By Death**

Funeral services for Wayne Jarrell, 94, retired Wayne county school teacher, who died at his home on Fort Gay Route 2 yesterday, will be conducted Saturday at 2 P. M. at the Old Pleasant Baptist Church, of which he had been a member for 76 years.

The Rev. Carmie Webb and the Rev. Carmie Crabtree will officiate, and burial will follow in Jarrell Cemetery. The body has been taken to the residence from the Curtright Funeral Home in Louisville.

Mr. Jarrell, a son of the late Rev. William and Mary Jane Lyman Jarrell, was born August 5, 1855. For many years, in 31 schools in Wayne county, Mr. Jarrell had taught school, and before his retirement five years ago, he operated a general store near his home.

Survivors include the widow, Mrs. Emma Ross Jarrell; three daughters, Mrs. Ava Lyman, Mrs. Ona Billups and Mrs. Evangeline Glove, all of Huntington; a son, Leo Jarrell of Fort Gay Route 2, and six grandchildren.

H. L.  
ch—Friday, June 2

**REV. HOLT TAKES  
GRAFTON PULPIT**

The Rev. Jack Holt, former pastor of the Fifth Avenue Baptist Church, will assume his duties as pastor of the First Baptist Church of Grafton on July 1. He is a graduate of Marshall College and the Southern Baptist Theological Seminary at Louisville, Ky., and for the past year has been assistant pastor of the First Baptist Church in Meridian, Miss., of which Dr. Norman W. Cox is pastor. He also served with the Navy during World War II.

Mr. Holt is the son of Mr. and Mrs. Linwood T. Holt, 425 Sixth Avenue, and a brother of L. T. Holt, Jr., 810 Fourth Avenue. His wife was formerly Miss Ann Clark, daughter of Mr. and Mrs. Bruce Clark, 928 Tenth Street.

Ella Ash, wife of Rev. Daniel Ash  
d. Sept. 21, 1934, at 83—  
(By a boy, Leslie Phipps, Milton)

## OBITUARY

### JAMES THOMAS FERGUSON —

Ninety-two years old, who died Tuesday in a Huntington hospital, was to be buried in the Asbury Cemetery near East Lynn following funeral services at his home at 1 P. M. today.

### MRS. LOU CINDA NECESSARY —

Ninety-six years old, 212 Twenty-eighth Street, who died Tuesday, was to be buried in Woodmere Cemetery following funeral services at 2 P. M. today at the Steele Funeral Home.

### MRS. SARAH ANN ROSS —

Seventy-two years old, of Barboursville Route 2, who died yesterday at her home, will be buried in the Baylous Cemetery following funeral services at 2:30 P. M. tomorrow at the home of a daughter, Mrs. Clovia Walker of Barboursville. The Rev. Emory Burgess will officiate. She was the widow of Lewis M. Ross. The body has been taken from the Wallace Funeral Home to the Walker residence.

**WALTER EDWARD NEAL**—Sixty-eight years old, of Milton Route 4, who died Tuesday at his home, was to be buried in the Neal Cemetery following funeral services at 2 P. M. today at the Providence Baptist Church.

**SYLVESTER MASSIE**—Eighty-one years old, of Lesage Route 1, who died Monday at his home, was to be buried in the Fairview Cemetery following funeral services at 2:30 P. M. today at the Fairview Baptist Church.



Advertiser  
June 1, 1950.

H. D. June 2, 1950.

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Lemuel R. Via, above, former Huntington attorney and prominent in public affairs here for many years, died last night in a hospital at Sacramento, Calif.

## Lemuel R. Via Taken By Death

Lemuel R. Via, formerly of Huntington, who had been prosecuting attorney of Cabell county and United States district attorney, and was prominent in public affairs here for many years, died last night in a hospital at Sacramento, Calif., where he had resided for the past three years.

He was 76 years old.

His widow was with him at the time of his death.

He had been a resident of Cabell county since 1910 when he came here from Parkersburg to practice law. He was senior member of the law firm of Via, Hardwick & Quinlan.

In 1930 he was Democratic nominee for Congress in the fourth district.

In 1936 he was unsuccessful candidate for the Democratic nomination for governor of West Virginia.

He was chief trial examiner for the National Bituminous Coal Commission in Washington before being district attorney, and was assistant district attorney under George I. Neal.

Mrs. Via was the former Miss Garnet Ashworth. Mr. Via is survived by a daughter of a previous

Continued on Page 33, in Column 2)

## Lemuel R. Via

(Continued from Page One)

marriage. Mrs. John Wells of Pleasantville, N. Y., one son, Richard Jr., and a daughter Mrs. Martha Lucy Vandervine both of Sacramento.

Born at Free Union, Albemarle county, Va., Mr. Via labored at odd hours to secure an education in law and took pride in his story of self-made success. His home was almost within the shadow of Monticello, and during his career he has made the life and works of Jefferson and the political history of the United States his chief hobbies.

He lived on a farm until he was 21 years old, except for periods when he was pursuing his education, graduating with a degree of Bachelor of Arts from William & Mary college in 1896. While working as a civil service employe of the government in Washington, he studied law at Georgetown University at night, and won his degree in law there in 1898. In the following year he secured a degree as Master of Laws at Columbia university, and after another year was made a doctor of laws at the same university.

### Practiced in Parkersburg

He then went to Parkersburg, where he practiced law for 10 years, moving in 1910 to Huntington.

He served a term as prosecuting attorney of Cabell county, and assistant United States District Attorney for the southern district of West Virginia.

He was an outspoken and frequent champion of the cause of labor.

## L. R. Via Dies On West Coast At Age Of 76

Lemuel Richard Via, 76, formerly of Huntington, who once served as prosecuting attorney of Cabell County and as United States district attorney for the southern district of West Virginia, died Wednesday night in a Sacramento, Calif., hospital, friends here were informed yesterday. Mr. and Mrs. Via moved from Huntington to California three years ago.

His wife, Mrs. Garnet Ashworth Via, was with him when he died. Born at Free Union, Albemarle County, Va., Mr. Via lived on a farm until he was 21 years old, except while attending school. He graduated with a Bachelor of Arts degree from the College of William and Mary in Williamsburg, Va., in 1896, and while a civil service employe in Washington he studied law at night at Georgetown University, winning his degree there in 1898.

### BACKED BY LABOR

The following year he received a Master of Laws degree from Columbia University and a year later received a Doctor of Laws degree from the same university.

Mr. Via then went to Parkersburg where he practiced law until he came to Huntington in 1910. Here he was senior member of the firm of Via, Hardwick and Quinlan.

He was elected prosecuting attorney of Cabell County in 1924 and served a four-year term, and in 1930 was the unsuccessful Democratic nominee for Congress in the Fourth District.

As Mr. Via became an important factor in politics, he reportedly enjoyed the support of organized labor. In 1936 he ran unsuccessfully for the Democratic nomination for governor of West Virginia.

### WITH COAL BOARD

Mr. Via was appointed an assistant U. S. district attorney in 1933, and later went to Washington as chief trial examiner for the National Bituminous Coal Commission. In 1938, upon the resignation of the late George I. Neal, Mr. Via was appointed U. S. district attorney.

In addition to the widow, survivors include two daughters, Mrs. John Wells of Pleasantville, N. Y., and Mrs. Martha Lucy Vandervine of Sacramento, and a son, L. R. Via, Jr., of Sacramento.

Friends here had not been informed last night regarding funeral arrangements.

Deed Book 417. Page 361.

THIS DEED, Made this 30th day of August, 1949 by and between MARY SHOEMAKER, Widow, of Huntington, Cabell County, West Virginia, party of the first part, and DOROTHY SHOEMAKER, Single, of the same place, party of the second part.

WITNESSETH:

THAT for and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, and other good and valuable consideration mutually satisfactory to both parties hereto, the receipt and sufficiency of all which is hereby acknowledged, the said party of the first part hath bargained and sold, and by these presents does hereby grant and convey with covenants of general warranty of title unto the said party of the second part, all of the following mentioned, designated and described piece or parcel of real estate situate, lying and being on the Waters of Tom's Creek, in McComas District, Cabell County, West Virginia and being the one-fifth (1/5) part of the Emily E. Adams estate, bounded and described as follows, to-wit:

Beginning at a white oak stump, the original corner of the survey; thence S. 8 degrees W. 29 poles and 13 links to a stake; thence leaving the exterior line of said survey S. 80 degrees, E. 12 poles and 16 links to a walnut in a branch; thence S. 37 degrees E. 17 poles and 18 links to a walnut on a point; thence S. 68 degrees 30' E. 8 poles and 3 links to a stake, witnessed by a black walnut bearing S.E. in the same course 12 feet; thence N. 51 degrees 15' E. 14 poles and 20 links to a stake; thence N. 39 degrees E. 15 poles and 4 links to a stake in the old country road and in the line of the old survey, or exterior line; thence with same N. 76 degrees, W. 4 poles and 12 links; thence N. 60 degrees W. 45 poles to the Beginning, containing 6 acres and 145 poles, more or less.

And being the same property conveyed to the said Mary Shoemaker from F.M. Adams, et al, by deed dated on the 5th day of March, 1921, and now of record in the Office of the Clerk of the County Court of Cabell County, West Virginia, in Deed Book No. 183 at Page 284, to which reference is here had for further and specific location and description of the property hereby conveyed, or intended so to be.



Deed Book 72. Page 502.

Elisha Peyton {  
To { DEED.  
Nannie Lambert(

THIS DEED, Made this 21st day of August, 1903 between Elisha Peyton, party of the first part and Nannie Lambert (nee Peyton), wife of Fred B. Lambert, party of the second part.

WITNESSETH: That the said party of the first part for and in consideration of One Dollar, cash in hand paid, and other valuable consideration, doth grant unto the party of the second part [ all that certain piece or parcel of land situated on the waters of Tom's Creek, in the District of McComas, Cabell County, West Virginia. It being the same land that was conveyed by John B. Laidley, Assignee of William F. Dusenberry, Bankrupt, and C.O. Dusenberry, Bankrupt, and of Robert F. and Samuel E. Dusenberry, Bankrupt to the said Elisha Peyton by deed bearing date the 1st day of July, 1874, recorded in the Clerk's Office of Cabell County Court in Deed Book "D", page 124 and 125, bounded and described as follows:

Beginning at two white oaks and maple near a creek original corner to whole tract thence S. 17 W. 177 poles to a stake on the wagon road S. 71 W. 6 poles from a persimmon tree; thence up the road N. 82 E. 12-1/2 poles S. 76 E. 19 poles to a stump on the edge of the road in low gap; thence S. 60, E. 45 poles and 14 links, S. 76, E. 76 poles to the outside line at, thence with outside line S. 32 poles to white oak and dogwood, original corner thence N. 25 E. 96 poles to a maple by deer lick S. 34 poles to an ironwood and dogwood; thence S. 42 E. 72 poles to the Beginning being Lot No. 5 in the division of the tract known as the Dusenberry land as surveyed by J.R. Dyal on the 18th day of October, 1870 -1-

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containing ~~Ninety~~five (95-1/2) and one-half acres, more or less,  
and for further description of said land so recirded as afore-  
said, and the said party of the first part doth covenant with the  
party of the second part that he will warrant, generally, the part  
hereby conveyed.

Witness the following signatures and seals

Elisha Peyton

(Seal)