201 VA 257

Return to
FILE COPY
Clerk, Supreme Court of Appeals
Richmond, Va.

Record No. 4979

In the Supreme Court of Appeals of Virginia at Richmond

CHRISTINE MELVIN BICKERS

v.

SHENANDOAH VALLEY NATIONAL BANK OF WINCHESTER, EXECUTOR, ETC.

FROM THE CORPORATION COURT OF THE CITY OF WINCHESTER

RULE 5:12—BRIEFS.

§5. Number of Copies. Twenty-five copies of each brief shall be filed with the clerk of the Court, and at least three copies mailed or delivered to opposing counsel on or before the day on which the brief is filed.

§6. Size and Type. Briefs shall be nine inches in length and six inches in width, so as to conform in dimensions to the printed record, and shall be printed in type not less in size, as to height and width, than the type in which the record is printed. The record number of the case and the names and addresses of counsel submitting the brief shall be printed on the front cover.

HOWARD G. TURNER, Clerk.

Court opens at 9:30 a. m.; Adjourns at 1:00 p. m.

IN THE

Supreme Court of Appeals of Virginia

AT RICHMOND.

Record No. 4979

VIRGINIA:

In the Supreme Court of Appeals held at the Supreme Court of Appeals Building in the City of Richmond on Thursday the 22nd day of January, 1959.

CHRISTINE MELVIN BICKERS, Appellant,

against

SHENANDOAH VALLEY NATIONAL BANK OF WINCHESTER, EXECUTOR, ETC., Appellee.

From the Corporation Court of the City of Winchester

Upon the petition of Christine Melvin Bickers an appeal is awarded her from decrees entered by the Corporation Court of the City of Winchester on the 28th day of April, 1958, and the 21st day of July, 1958, in a certain proceeding then therein depending wherein the said petitioner was plaintiff and the Shenandoah Valley National Bank of Winchester, Executor, etc., et al., were defendants; upon the petitioner, or some one for her, entering into bond with sufficient security before the clerk of the said corporation court in the penalty of five hundred dollars, with condition as the law directs.

* * * * *

RECORD

"Note: The printed record in this cause includes portions of the record from two previous appeals.

Christine Melvin Bickers

v.

Shenandoah Valley National Bank of Winchester, Executor, etc., et al.

Record No. 4356 ..... Pages 3—7

Christine Melvin Bickers

v.

Frances Yager Bickers Pinnell, et al.

Record No. 4689 ..... Pages 8—11

Christine Melvin Bickers

v.

Shenandoah Valley National Bank of Winchester, Executor of Myron Bray

Record No. 4979 ..... Pages 12—133

Record No. 4356.

CHRISTINE MELVIN BICKERS,

v.

SHENANDOAH VALLEY NATIONAL BANK OF WINCHESTER, EXECUTOR, ETC., ET AL.

BILL OF COMPLAINT.

To the Honorable Elliott Marshall, Judge Designate of said Court:

Your complainant, CHRISTINE MELVIN BICKERS, respectfully represents as follows:

(1) That your complainant's husband, Myron Bray Bickers, departed this life on the 15th day of June, 1952, a resident of the City of Winchester, Virginia, leaving a Last Will and Testament, dated December 10, 1949, and a Codicil thereto, dated May 15, 1952, which Will and Codicil was probated in the Corporation Court of the City of Winchester, Virginia, on the 24th day of June, 1952, and is of record in the Clerk's Office of said Court in Will Book No. 21, at page 418. A copy of said Will and Codicil is herewith filed, marked "Complainant's Exhibit A" and prayed to be read as a part of this Bill.

* * * * *

Record No. 4356.

page 25 }

* * * * *

ORDER.

It appearing to the Court that the late Myron Bray Bickers died testate June 15, 1952, and his Will was probated in the Clerk's Office of the Corporation Court of the City of Winchester, Virginia, as of June 24, 1952;

Upon the application of Christine Melvin Bickers, the surviving wife of the late Myron Bray Bickers, that the Will of the said Myron Bray Bickers, probated in the Corporation Court of the City of Winchester, Virginia, is of doubtful import as to the amount or value of the property the wife of the testator is to receive thereunder, and that there is now pending a suit in equity in said Court wherein it will be construed in that respect, and

The Court does ORDER that the time within which Christine Melvin Bickers, the surviving wife, is to make renunciation for such additional period beyond June 24, 1953, as will allow Christine Melvin Bickers reasonable time, not exceeding six months, for making the renunciation after a final order has been entered in the suit construing the Will in such respect.

* * * * *

Record No. 4356.

Enter:

ELLIOTT MARSHALL, Judge.

The above order was received and recorded June 20, 1953.

* * * * *

Record No. 4356.

page 28 }

* * * * *

DEMURRER.

The defendant, the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, Executor u/w of Myron Bray Bickers, says that the complainant's bill of complaint, filed on June 19, 1953, is insufficient in law for the following reasons:

* * * * *

Record No. 4356.

page 77 }

* * * * *

DECREE.

This cause came on this 26th day of April 1954 to be again *hear* upon the papers formerly read, upon the amended bill of complaint, and upon the respective demurrers thereto by Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, as Trustee under the will of Myron Bray Bickers, Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, as Executor under said will, Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, Trustee, Frances Yager Bickers Pinnell, and Betty Bray Bickers O'Meara; and was argued by counsel in the presence of the guardian *ad litem* for the infant defendants.

UPON CONSIDERATION WHEREOF, the Court doth adjudge, order, and decree that the said demurrers be, and they are hereby, sustained in all respects except to the extent they relate to the order entered herein on June 20, 1953, extending the time within which the Complainant may renounce the said will, the said demurrers to that extent only being overruled.

Jurisdiction in this cause is henceforth retained pursuant to Section 64-14 of the Code of Virginia solely for the purpose of extending the time within which the Complainant may renounce the said will in accordance with the above mentioned order entered herein on June 20, 1953, which order remains in full force and effect.

CHRISTINE MELVIN BICKERS has this 15th day of June, 1954 filed with the Clerk of the Corporation Court for the City of Winchester, this notice of appeal to the Supreme Court of Appeals of Virginia from the Corporation Court for the City of Winchester, Virginia, adjudicating the principles of the above caption cause, which decree was entered in said cause by said Court on the 26th day of April, 1954 and of record in said Clerk's Office in Chancery Order Book No. 10, at page 76.

Record No. 4356.

page 80 }

* * * * *

June 15, 1954.

* * * * *

Christine Melvin Bickers

v.

Frances Yager Bickers Pinnell, et al.

Record No. 4689.

IN THE

Supreme Court of Appeals of Virginia

AT RICHMOND.

Record No. 4689.

CHRISTINE MELVIN BICKERS,

v.

FRANCES YAGER BICKERS PINNELL, ET AL.

Record No. 4689.

page 82 }

* * * * *

To the Honorable Elliott Marshall, Judge of said Court:

Christine Melvin Bickers excepts to the report of Herbert S. Larrick, Commissioner of Accounts for the Corporation Court for the City of Winchester, Virginia, dated July 28, 1954, and filed in the above matter in the said Court on 28th day of July, 1954, in the following particulars:

* * * * *

Record No. 4689.

page 83 }

* * * * *

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. July 31, 1954.

..... Clerk.

* * * * *

Record No. 4689.

page 85 }

* * * * *

ORDER OVERRULING EXCEPTIONS TO COMMISSIONER'S REPORT ALLOWING CLAIM OF FRANCES YAGER BICKERS PINNELL.

This matter came on this day to be heard upon the separate exceptions of Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, Executor and Trustee of Myron Bray Bickers, deceased, and of Christine Melvin Bickers to the report of Herbert S. Larrick, Commissioner of Accounts of this Court, dated and filed on July 28, 1954, allowing the claim of Frances Yager Bickers Pinnell against the estate of Myron Bray Bickers, deceased, in the sum of $4,500 with interest thereon at the rate of four per cent per annum from February 1, 1952, until paid; and was argued by counsel.

UPON CONSIDERATION WHEREOF, it appearing that Frances Yager Bickers Pinnell is a general creditor of the estate of Myron Bray Bickers, deceased, in the sum of $4,500 with interest thereon at the rate of four per cent per annum from February 1, 1952, until paid, that the above mentioned report of the Commissioner of Accounts allowing the said claim as a general creditor should be confirmed, and that the exceptions of the said Executor and Trustee and of Christine Melvin Bickers to the said report should be overruled, the Court doth so adjudge, order, and decree. To this action of the Court the said Executor and Trustee and the said Christine Melvin Bickers except and object, for the reasons set forth in the Exceptions to the report of the Commissioner of Accounts, filed by Christine M. Bickers.

ELLIOTT MARSHALL, Judge.

The above order was received and recorded June 12, 1956, Chancery Order Book 10, page 406.

P. J. MARSHALL
Clerk, Corporation Court,
Winchester, Va.

* * * * *

Record No. 4689.

page 89 }

* * * * *

NOTICE OF APPEAL AND ASSIGNMENTS OF ERROR.

To: Peyton Marshall, Clerk of the Corporation Court for the City of Winchester;

* * * * *

Record No. 4689.

page 92 }

* * * * *

Filed in Clerk's Office of Corporation Court for City of Winchester, Va.: July 23rd 1956.

P. J. MARSHALL, Clerk.

* * * * *

Christine Melvin Bickers

v.

Shenandoah Valley National Bank of Winchester, Executor of Myron Bray

Record No. 4979.

Record No. 4356.

page 78 } To this action of the Court in sustaining this demurrer the Complainant excepted for the reason that the said agreement was not a valid *inter vivos* trust for it was testamentary in character, for:

1. There was no vesting or passing of any interest, vested or contingent, in and to the beneficiaries of "This Agreement":

(a) Until after the death of Myron Bray Bickers, and
(b) Upon conditions that Myron Bray Bickers died testate.

2. The foregoing acts of Myron Bray Bickers were testamentary acts of the Settlor, Myron Bray Bickers.

(a) For a will is ambulatory in nature and does not take effect until after the death of the donor.

3. Only after the death of the testate Settlor were the beneficiaries designated, then on conditions which could occur only after the death of the Settlor.
4. The continued administration of the trust under the direction of the Settlor were testamentary acts.
5. The donor reserved the power to control the trustee as to details of administration of the trust and the trustee became the agent of the Settlor.
6. The requirements of the statute relating to the validity of wills were not complied with.

Enter.

ELLIOTT MARSHALL, Judge.

* * * * *

Record No. 4356.

page 79 }

* * * * *

NOTICE OF APPEAL AND ASSIGNMENT OF ERROR.

To the Clerk of the Corporation Court for the City of Winchester:

IN THE

Supreme Court of Appeals of Virginia

AT RICHMOND.

Record No. 4979.

CHRISTINE MELVIN BICKERS,

v.

SHENANDOAH VALLEY NATIONAL BANK OF WINCHESTER, EXECUTOR, ETC.

* * * * *

page 29 } SHENANDOAH VALLEY NATIONAL BANK

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE A

INVENTORY

REAL ESTATE:

21½ Acres unimproved land near Madison, Virginia		$ 900.00	
House and lot 222 Amherst Street, Winchester, Virginia		27,500.00	
Property located on U. S. Route 522 about 1/2 mile west of Winchester, Virginia:			
Approximately 15.53 Acres	$ 8,000.00		
Dwelling	12,500.00		
Outbuildings	2,000.00		
Approximately 23.43 Acres unimproved	9.000.00	31,500.00	$ 59,900.00

STOCKS & BONDS:		
100 shs. Western Frederick Bank Gore, Va.	1,000.00	
88 shs. Bickers Realty Co., Inc.,	43,950.00	
$100 face value U. S. "E" Bonds due various dates	91.50	45,041.50
MORTGAGES, NOTES & CASH:		
Checking account in Bank of Greene, Stanardsville, Va.	10.98	
Checking account in Shenandoah Valley National Bank, Winchester, Virginia	100.36	111.34
INSURANCE:		49,330.46
BICKERS MOTOR COMPANY		46,411.63
CREDIT DUE FROM GLAIZE & BRO.		22.42
HOUSEHOLD FURNITURE:		1,453.00
		$202,270.35

page 30 } EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE B

ADDITIONAL PROPERTY OF ESTATE NOT INCLUDED IN INVENTORY SET FORTH IN SCHEDULE A.

	Note of Betty Bray Bickers	$1,200.00
2/11/53	Refund on fire insurance policies—222 Amherst Street	37.01
3/9/53	Refund of insurance on furniture	41.77
5/6/53	Refund of liability insurance on Route 522 property	7.02
6/9/53	Refund of payment for writing deed	7.50
		$1,293.30

page 31 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE C.

SALE OF REAL ESTATE

		Inventory	Proceeds	Gain	Loss
12/15/52	Proceeds of sale of house and 15.53 acres of land on Route 522	$22,500.00	22,250.00	—	250.00
12/15/52	Proceeds of sale 222 Amherst St.	27,500.00	500.00		
2/3/53	Balance of proceeds of sale		27,000.00	—	—
4/27/53	Proceeds of sale of 23.43 acres on Route 522	9,000.00	9,500.00	500.00	—
		$59,000.00	59,250.00	500.00	250.00
	Net Gain			$250.00	

page 32 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE D

SALE OF PERSONAL PROPERTY

		Inventory	Proceeds	Gain	Loss
8/26/52	Sale of miscellaneous equipment Route 22 farm	—	20.00	20.00	
3/9/54	Down-payment on sale of real estate approximately 40 acres fronting on Valley Pike representing 88 shares Bickers Realty Co., Inc.	$43,950.00	$9,000.00 36,000.00	1050.00	
		$43,950.00	45,000.00		
	Bickers Motor Company	46,411.63			
6/26/52	Part of checking account—Shenandoah Valley National Bank		1,000.00		
7/30/52	Rec'd from Bickers Motor Co.		500.00		
8/26/52	Carl O. Silver—payment for 4 cars		4,700.00		
8/29/52	Bickers Motor Co., equipment, accessories and accounts receivable		34,000.00		
9/3/52	Sale of automobile parts		25.00		
9/11/52	Sale of tractor tire		4.00		
9/22/52	Sale of tractor		820.00		
10/25/52	Adjustment in price—Minor Motor Co.		1,301.60		

11/17/52	Sale of tractor tire		15.00	
	Sale of 1942 Oldsmobile		274.50	
	Sale of two old tires		14.00	
11/19/52	Sale of 1948 Ford tractor		750.00	
	Refund from General Motors Acceptance Corp.		1.00	
1/3/53	Refund J. V. Arthur—insurance		201.29	
1/21/53	Sale of used disc harrow		66.45	
2/26/53	Rec'd from Oldsmobile division		613.40	
3/9/53	Accounts receivable collected		2,474.18	
3/9/53	Credit balance Oldsmobile Division		3.64	
4/22/53	Sale of tire		10.00	
6/4/53	Sale of 1937 Plymouth		90.00	
8/24/53	Sale of 1939 GMC truck		50.00	
12/5/53	Rec'd from General Motors Acceptance *Copr.*		271.62	
4/13/56	Balance checking account in Shenandoah Valley National Bank		1,870.08	
			$49,055.76	$2,644.13
2/19/53	Sale of household furniture	1,453.00	972.95	
	Sold to Frances Bickers to be charged to her account		3,739.10	
			$4,712.05	3,259.05
				$6,973.18

SCHEDULE E

EXPENSES AGAINST REAL ESTATE

8/5/52	Hansbrough & Carter—liability insurance on real estate	$ 41.87
8/9/52	Lyle P. Strosnider for repairs to roof at 222 Amherst St.	15.65
8/16/52	Northern Virginia Power—service at Route 522 farm	4.05
10/16/52	Perry Engineering Co., balance due on installation of septic tanks and drain field at Route 522 property	110.55
	J. W. Hollis, Treas. water and sewer bill for quarter ending 7/31/52 at 222 Amherst Street	8.50
10/20/52	Hansbrough & Carter—fire insurance premium 222 Amherst St.	20.00
10/22/52	" " " " " " " " "	14.00
10/23/52	Webber's Plumbing & Heating Co., work on property Route 522	64.43
	Miller and Anderson, plumbing repairs—bill dated 7/31/52	100.52
	Lee A. Ebert—Plat and description of property on Route 522	20.00
10/24/52	Northern Virginia Power Co., service at property on Route 522	2.63
	Jones Photography—pictures of property on Route 522	15.00
	John H. Snyder—plumbing repairs 222 Amherst Street	6.70
11/17/52	Northern Virginia Power Co., service property on Route 522	1.29
11/18/52	J. W. Hollis, Treas., Real Estate Tax on 222 Amherst St.	140.14
	Harry L. McCann, Teas., " " " on property on Route 522	85.14
	Treasurer of Madison County 1952 Real Estate Tax	9.75
11/25/52	Sewer tax on 222 Amherst St., J. W. Hollis, Treas.	3.25
11/25/52	Newlin & Co., vacancy permits on policies on property on Route 522	33.00
12/2/52	J. H. Riley—draining water at property on Route 522	8.80
12/12/52	Miller & Anderson—plumbing repairs 222 Amherst St.	134.24
12/15/52	Revenue stamps on deed to property on Route 522	24.75
12/22/52	Harrison, Benham & Thoma Bill of Sale for 222 Amherst St.	7.50

12/26/52	J. Sloan Kuykendall—fees and costs *re* suit against Ernest F. Smith in *re* property on Route 522			318.72
1/3/53	J. V. Arthur—insurance premiums			28.07
1/7/53	Trovellis Clark—Repairs to roof 522 Amherst Street			4.00
1/21/53	Northern Virginia Power Co.—service on property on Route 522			1.29
2/3/53	Revenue stamps for deed 222 Amherst St.			30.25
2/11/53	Northern Virginia Power Co., service on property on Route 522			.29
2/18/53	Harrison, Benham & Thoma for writing deed			7.50
	M/D. Weaver, Treas., sewer tax 222 Amherst Street			3.25
3/18/53	Hansbrough & Carter, liability insurance, land in Madison County			15.60
4/27/53	Revenue stamps for deed on land on Route 522			10.45
4/27/53	Claudine Lovett—fee for sale of property on Route 522			500.00
5/4/53	Harrison, Benham & Thoma—writing deed			7.50
5/12/53	Hansbrough & Carter—additional liability insurance on land in Madison County			.36
5/14/53	Wine Bros., repairs to roof—222 Amherst St.			227.03
8/14/53	Lee A. Ebert for plat and survey 23.43 acres on Route 522			20.00
12/10/53	Federal Estate tax paid	$14,247.76		
2/2/54	" " " "	203.37		
12/19/54	" " " "	954.31		
2/16/55	" " " "	10.00		
		$15,415.44		
	Allocated to personal property		$10,850.34	
	" " real estate		4,565.10	4,565.10
			$15,415.44	
12/28/53—6/30/54	Shenandoah Valley National Bank, commission allocated against Real Estate			3,006.69
				$ 9,617.86

SCHEDULE E

EXPENSES AGAINST REAL ESTATE

Carried forward				$ 9,617.86
12/9/52	Glaize & Bro. installing storm window and carpenter work 222 Amherst Street			13.50
2/3/53	Glaize & Bro. installing storm sash 222 Amherst Street			15.83
4/30/56	Harrison, Benham & Thoma for legal services in connection with suit instituted by Christine Melvin Bickers		$2,000.00	
6/29/56	Harrison, Benham & Thoma balance of fee for legal services pursuant to decree of Corporation Court of Winchester, Virginia		500.00	
7/2/56	John F. Anderson fee as guardian *ad litem* in suit		200.00	
			$2,700.00	
	Allocated to Personal Property	$1,900.43		
	" " Real Estate	799.57		799.57
		$2,700.00		
				$10,446.76

page 35 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE F

EXPENSES AND DEBTS AGAINST PERSONAL PROPERTY

6/20/52	Beulah B. Lewis—nursing services	$ 50.00
6/24/52	Kurtz Funeral Home	595.00
7/7/52	Evelyn M. Staples—nursing services	50.00
7/7/52	Helen M. Cartright—nursing services	50.00
7/8/52	Collector of Internal Revenue—Social Security tax on household employee—quarter ending 3/31/52	9.30
7/10/52	Estelle Washington—balance of salary—nursing	100.00
7/11/52	Farmers & Merchants National Bank—reimbursement for check cashed on Bank of Greene—payable to Estelle Washington	100.00
8/23/52	Bureau of Vital Statistics—death certificate	.50
8/26/52	Shenandoah Valley National Bank—telephone calls	5.48
8/30/52	Lee N. Whitacre, Clerk, fee for copy of will	4.00
9/6/52	Shenandoah Valley National Bank— payment of note of Bickers Motor Company	18,000.00
9/8/52	Winchester Memorial Hospital—services rendered	1,489.78

9/10/52	Buncutter Tire Co., bill of Bickers Motor Co.	12.50
	Clark's Super Cities Service, bill of Bickers Motor Co.	20.18
	H. W. Ebert ,, ,, ,, ,, ,,	4.00
	R. W. Norris & Sons, Inc. ,, ,, ,, ,, ,,	15.26
	Oldsmobile Division ,, ,, ,, ,, ,,	110.56
	Truck Suppliers, Inc., ,, ,, ,, ,, ,,	25.29
	Universal Tractor Corp ,, ,, ,, ,, ,,	242.82
	Valley Distributor, Inc., ,, ,, ,, ,, ,,	57.06
	Ward Tractor & Equipment Co. ,, ,, ,, ,, ,,	5.33
	Winchester Evening Star ,, ,, ,, ,, ,,	13.32
10/10/52	Director of Internal Revenue—Social Security and withholding taxes on employees Bickers Motor Co.	129.55
	Unemployment Compensation Commission of Virginia—final payment on employees of Bickers Motor Co.	75.45
10/6/52	Clore Funeral Home for Memorial etc., grave of Myron B. Bickers	575.00
10/18/52	Shenandoah Valley National Bank—telephone calls	1.75
10/21/52	,, ,, ,, ,, ,, ,,	1.00
10/23/52	C & P Telephone Co., 222 Amherst Street	36.80
	Omps Ambulance Service	15.00
	Christopher Stuart, Jr., M. D., professional services	150.00
	F. Coyne Knight, M. D., professional services	20.00
	Clore Funeral Home	245.00
	The Chemist Shop—bill dated 7/15/52	24.72
	C. B. Smalts & Son—flowers for funeral	83.15
	Pifer Printing Co., account Bickers Motor Co.	17.30

	Haldeman's Creamery, Inc., milk and butter bill prior to 6/1/52 and part of June	92.62
	John S. Solenberger & Co., supplies purchased prior to death of Myron B. Bickers	15.71
10/24/52	Dorothy Ewing, dancing lessons for Barbara, May & June 1952	13.00
	Virginia C. Russell, music lessons for Barbara	42.00
	Dr. Leon Slavin, professional services to Jane and Barbara through 6/13/52	47.00
	Culligan Soft Water—bill for May and June	7.40
	Northern Virginia Power Co., service at Bickers Motor Co.	13.02
	James B. Newlin—services for legal fees and insurance	252.25
	E. J. Kendall, janitor services, etc., 10/1/51 through June 1952	132.50
	Rhodes Drug Store—medicine, etc., purchased through 6-7-52	24.01
10/30/52	Pottery Manufacturers Exhibit, Inc., payment of check of Myron B. Bickers dated 6/1/52	60.00
11/15/52	Headly & White—repairing chair	2.00
	Economy Machine Works	3.00
11/18/52	J. W. Hollis, Treas., tangible and income taxes	989.78

page 36 }

11/19/52	Minor Motor Co., commission on sale of car	51.25
12/1/52	Charles H. Harper—appraising estate	18.00
	Raymond J. Snapp " "	15.00
	Leonard W. Brown " "	15.00
12/5/52	Leggett's Dept. Store, nursing uniforms for Estelle Washington	31.80
12/9/52	Shenandoah Publishing House—forms for Bickers Motor Co.	10.20

12/11/52	J. V. Arthur—premium for July and August 1952 on Automobile Dealers Insurance policy	19.17
	C & P Telephone Co., balance due on service to Bickers Motor Co.	4.57
	Davis Dry Cleaning Service for bill dated 6/1/52	74.10
12/17/52	Peyton J. Marshall, Clerk, administration tax	148.30
1/7/53	" " " " Balance " " and costs	32.65
1/14/53	Shenandoah Valley National Bank—telephone calls	1.81
1/23/53	Ward's Pastry Shop—cake purchased February 1952	3.20
	Minor Motor Co., for materials and labor	21.30
2/3/53	Dr. T. C. Powers, professional services rendered Betty Bickers and Jane Bickers 1/2/52 and 3/2/52	16.00
2/4/53	J. V. Arthur—fire insurance on furniture	44.86
2/18/53	Patton's Transfer for moving furniture	161.50
2/21/53	Clarence J. Robinson—rental of property for sale of furniture	35.00
	Buddy Artrip—auctioneer of personal property	218.48
2/26/53	George Monroe—firing stove at sale	5.00
3/5/53	Patton's Transfer for storing and hauling furniture	128.90
	W. B. Snider Sons, rental of store at sale, etc.	6.08
3/9/53	Winchester Evening Star—advertising sale	14.47
3/18/53	Hansbrough & Carter—liability insurance on Bickers Realty Co. land	54.00
3/30/53	Shenandoah Valley National Bank—telephone calls	.69
4/16/53	J. Edward Thoma—releasing lien on farm equipment	.50
5/12/53	Hansbrough & Carter—additional liability insurance on Valley Pike property	3.59
5/12/53	Robert L. DeHaven—Trustee for Roy A. Lee—balance on contract on improvements and equipment relative to house at Engle, W. Va., owned by Mrs. Bickers	420.00

5/14/53	Director of Internal Revenue 1952 Federal Unemployment tax—Bickers Motor Co.			41.28
6/4/53	Harrison, Benham & Thoma—legal services and writing deed Valley Pike property			17.50
6/13/53	Oldsmobile Division—reimbursement for amount refunded in error			3.64
	Director of Internal Revenue—balance of 1952 Federal Income tax			276.84
6/27/53	Director of Internal Revenue—photostatic copies of tax returns 1943 and 1945 through 1951			23.00
6/30/53	County Court of Hampshire County—release of Conditional Sale Director of Internal Revenue—penalty and interest on Federal Unemployment tax—Bickers Motor Co.			8.97
8/14/53	Director of Internal Revenue—interest on balance 1952 Federal Income tax			4.15
9/2/53	Lee A. Ebert—three prints of plat on Valley Pike land			5.00
10/6/53	Shenandoah Valley National Bank—telephone call			.37
11/27/53	Lee N. Whitacre—recording deed from Bickers Realty Co.			68.75
12/10/53	Federal Estate tax paid	$14,247.76		
2/2/54	" " " "	203.37		
12/19/54	" " " "	954.31		
2/16/55	" " " "	10.00		
		$15,415.44		
	Allocated to personal property		$10,850.34	10,850.34
	" " real estate		4,565.10	
			$15,415.44	

page 37 }

12/28/53	Shenandoah Valley National Bank—commission against personal property		4,904.94
2/5/54	Winchester Evening Star—advertising real estate of corporation		16.04
3/16/54	Weber & Son—for account rendered		69.00
3/27/54	Postmaster—stamps for deed of real estate of corporation		49.50
3/30/54	Lee A. Ebert—survey of corporation real estate		80.00
10/12/54	Herbert S. Larrick, Commissioner		97.45
	Winchester Evening Star, advertising in re hearing 5/20/54		18.00
11/23/54	P. J. Marshall, Clerk, additional administration tax		9.20
7/26/55	Lewis Printing Co., 1/2 share for printing copies of brief re suit		91.20
11/5/55	Lewis Printing Co., 1/2 share for printing copies of petitions in Supreme Court case		44.85
4/30/56	Harrison, Benham & Thoma, expenses in connection with suit		51.90
6/29/56	" " " " balance of fee for legal services pursuant to decree of corporation court of Winchester, Virginia	500.00	
4/30/56	Harrison, Benham & Thoma for legal services in connection with suit instituted by Christine Melvin Bickers	2,000.00	
7/2/56	John F. Anderson fee as guardian *ad litem* in suit	200.00	
		$2,700.00	
	Allocated to Personal Property 1,900.43		1,900.43
	" " Real Estate 799.57		
	$2,700.00		$44,217.66

page 38 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

8/4/52	Payment to Jane S. Bickers and Barbara Bickers, 1/2 monthly maintenance	$ 90.00
8/15/52	Payment to Jane S. Bickers and Barbara Bickers, 1/2 monthly maintenance	90.00
8/16/52	Payment for Jane S. Bickers and Barbara Bickers to Northern Virginia Power Company	15.24
10/23/52	Payment for Jane S. Bickers and Barbara Bickers to Haldeman's Creamery, proportionate share milk and butter bill	15.12
	Payment for Jane S. Bickers and Barbara Bickers to Solenberger & Company, proportionate share household supplies	10.85
10/24/53	Payment for Jane S. Bickers and Barbara Bickers to Culligan's, water softener	7.40
	Payment for Jane S. Bickers and Barbara Bickers to Northern Virginia Power Company	14.06
		$242.67

To Jane S. Bickers account 1/2 of above amount	$121.33
" Barbara " " " " " "	121.34
	$242.67

page 39 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

BARBARA BICKERS

	To Barbara Bickers 1/2 of amount paid jointly to Barbara Bickers and Jane S. Bickers	$ 121.34
10/23/52	Payment for Barbara Bickers—proportionate share 'phone bill	23.50
10/24/52	" " " " Dr. Leon Slavin—dental work	43.00
2/5/54	" " " " proportionate share Inheritance Tax	243.00
11/23/54	" " " " " " additional " "	8.27
1/25/56	" " " " Tuition, board and fees	1,130.39
		$1,569.50

page 40 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

CHRISTINE M. BICKERS

2/5/54	Payment for Christine M. Bickers—proportionate share Inheritance tax	$143.00
11/23/54	" " " " " additional proportionate share Inheritance tax	8.27
		$151.27

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

BETTY BICKERS O'MEARA

7/29/52	Payment to Betty Bickers O'Meara		$ 500.00
10/23/52	" for " " "	proportionate share 'Phone bill	38.32
10/24/52	" " " " "	Clowser—packing household goods	50.00
10/28/52	" " " " "	1951 Federal Income tax	187.39
5/22/53	" " " " "	insurance premium on jewelry	12.00
6/6/53	" " " " "	C. B. Smalts—flowers	76.50
	" " " " "	Leggett's—bed clothing, etc.	40.46
9/9/53	" to " " "	distribution of $2300 and payment of note of $1200	3,500.00
2/2/54	" " " " "		4,500.00
2/5/54	" for " " "	proportionate share Inheritance Tax	143.00
11/23/54	" " " " "	" " additional Inheritance Tax	8.27
5/20/54	" " " " "	J. V. Arthur—premium on jewelry ins.	12.00
7/30/54	" " " " "	" " fire insurance premium	17.40
5/23/55	" " " " "	" " " premium on jewelry ins.	12.00
3/2/56	" " " " "	P. J. Marshall, Clerk, 1/2 expenses court fee re appeal	108.21
			$9,205.55

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

FRANCES B. PINNELL

10/23/52	Payment	for	Frances	B.	Pinnell—	proportionate share 'phone bill	$	1.20
12/12/52	,,	,,	,,	,,	,,	shipping chest of drawers		9.34
1/7/53	,,	,,	,,	,,	,,	Dr. John C. Tyree		300.00
2/27/53	,,	to	,,	,,	,,	Advance on share of Estate		219.00
3/10/53	,,	for	,,	,,	,,	Fire insurance on household and personal property		56.25
5/16/53	,,	,,	,,	,,	,,	Storing and hauling furniture		373.08
8/1/53	,,	to	,,	,,	,,	.....		3,500.00
12/1/53	,,	,,	,,	,,	,,	.....		4,500.00
2/19/53	,,	,,	,,	,,	,,	representing purchase of furniture at sale		3,739.10
2/5/54	,,	for	,,	,,	,,	proportionate share inheritance tax		143.00
11/23/54	,,	,,	,,	,,	,,	additional share inheritance tax		8.27
3/2/56	,,	,,	,,	,,	,,	1/2 expenses P. J. Marshall, Clerk, court fee re appeal		108.21
								$12,957.45

page 43 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

PAYMENTS OF PRINTIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

JANE BICKERS GILMARTIN

	To Jane Bickers Gilmartin 1/2 of amount paid jointly to Jane S. Bickers and Barbara Bickers	$ 121.33
10/23/52	Payment for Jane Bickers Gilmartin—proportionate share 'phone bill	40.41
11/15/52	" " " " " —Chrisman Cleaners	1.50
11/15/52	" " " " " —Northern Virginia Power Co.	9.60
11/25/52	" " " " " —water bill	5.88
12/11/52	" " , " " Winchester Steam Laundry	32.67
12/11/52	" to " " " additional payment for month of Dec.	25.00
12/12/52	" for " " " supplies for house	6.02
12/22/52	" " " " " Northern Virginia Power Company	8.16
12/29/52	" " " " " C & P Telephone Company	26.09
1/5/53	" " " " " Solenberger & Co., house supplies	1.17
1/14/53	" " " " " Northern Virginia Power Company	7.21
2/18/53	" " " " " " " " "	2.50

2/18/53	”	”	”	”	”	water bill	5.88
2/26/53	”	”	”	”	”	C & P Telephone Company	32.11
3/5/53	”	”	”	”	”	Northern Virginia Power Company	5.05
11/27/53	”	”	”	”	”	Fuel for house	106.61
2/5/54	”	”	”	”	”	Proportionate share inheritance tax	143.00
11/23/54	”	”	”	”	”	additional ” ” ”	8.27
11/19/55	”	to	”	”	”	Expenses in connection with wedding	696.00
12/9/55	”	for	”	”	”	Dr. Stuart Ragland	40.00
1/7/56	”	to	”	”	”	Western Union wire	60.69
1/11/56	”	”	”	”	”	Advance February monthly allowance	90.00
1/25/56	”	”	”	”	”	Balance ” ”	90.00
2/25/56	”	”	”	”	”	Monthly allowance	180.00
3/28/56	”	”	”	”	”	” ”	180.00
							$1,925.15

page 44 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SCHEDULE G

TRANSFERS TO INCOME ACCOUNT:

10/7/52	$1,000.00
1/9/53	1,000.00
5/22/53	1,000.00
3/30/54	1,000.00
11/13/54	500.00
12/1/54	1,000.00
	$5,500.00

July 30, 1956

INVENTORY	$202,270.35	
LESS INSURANCE	49,330.46	$152,939.89
SCHEDULE B	1,293.30	
" C	250.00	
" D	6,973.18	8,516.48
		$161,456.37
SCHEDULE E	10,446.76	
" F	44,217.66	
" G	31,308.92	85,973.34
Balance of Assets as per Ledger		$75,483.03

page 45 }

SCHEDULE H

ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

INCOME COLLECTED OR RECEIVED

10/7/52	Received from Principal Account	$ 1,000.00
10/22/52	" " A. B. Solenberger—rent of pasture land	50.00
12/6/52	Recovery on bad account charged off in 1951	4.19
1/12/53	Received from Principal Account	1,000.00
2/16/53	Interest on $2,000 George Washington Hotel Corp. bonds	50.00
5/22/53	Received from Principal Account	1,000.00
6/18/53	Interest on Real Estate bond of Kitty Barrett Wiley	562.50
7/11/53	Rec'd from F. W. G. Wright 1/2 cost of repairs to window	20.95
8/18/53	Interest on $2,000 George Washington Hotel Corp. bonds	50.00
11/30/53	Interest on Real Estate bond of Virginia H. Kiracofe	75.00
12/17/53	Interest on " " " " Kitty Barrett Wiley	562.50
1/20/54	Dividend on 100 shs. Western Frederick Bank of Gore	45.00
2/18/54	Interest on $1,000 George Washington Hotel Corp. bond	25.00
3/30/54	Received from Principal Account	1,000.00
4/17/54	Interest on $3,000 Real Estate Bond of Virginia H. Kiracofe	75.00
6/21/54	" " $20,000 " " " " Kitty Barrett Wiley	500.00
8/17/54	" " 1,000 George Washington Hotel Corp. bond	25.00

11/3/54	" " 1,000 " "	10.42
11/13/54	Transfer from Principal Account	500.00
12/1/54	" " " "	1,000.00
12/23/54	Interest on $20,000 Real Estate Bond of Wiley	500.00
1/5/55	Dividend on 100 shares Western Frederick Bank of Gore	45.00
1/22/55	Refund of 1954 State Income tax	42.36
4/5/55	Interest on $6,700 Real Estate Bond of Randolph	251.25
4/11/55	Refund 1953 Federal Income tax	325.59
4/27/55	Motors Insurance Corporation, final payment in settlement of commission account	215.77
10/3/55	Interest on $6,700 Randolph Real Estate Bond	167.50
1/9/56	Dividend on 100 shares Western Frederick Bank	45.00
3/3/56	Interest to 2/27/56 on $30,000 Darlington Real Estate Bond	447.68
4/2/56	" " 4/1/56 " Randolph Real Estate Bond	83.75
	" " 4/1/56 " Robinson Bonds	200.00
	" " 4/1/56 " " "	200.00
		$10,079.46

page 46 }

ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

SCHEDULE I

EXPENSES AGAINST INCOME—REAL ESTATE

7/11/53	M. D. Weaver, Treas., Sewer tax, 222 Amherst St.	$ 3.25
	Glaize & Bro. repairs to window 222 Amherst St.	28.63
11/18/53	Treasurer of Madison County, Real Estate Taxes	9.75
12/2/53	B. B. Wright, adjustment for Real Estate tax 222 Amherst St.	11.68
12/5/53	L. V. Watson, proportionate share of 1953 Real Estate tax on property Route 522	6.70
4/28/54	Hansbrough & Carter, insurance premium on land near Rochelle, Va.	8.20
11/10/54	J. B. Fray, Treas., 1954 Real Estate tax on 21 1/2 Acres in Madison County	9.75
4/22/55	Hansbrough & Carter—premium on land near Rochelle, Va.	8.20
11/22/55	J. B. Fray, Treas. 1955 Real Estate tax on 21 1/2 Acres in Madison County	9.75
3/28/56	Hansbrough & Carter—insurance premium on land near Rochelle, Va.	8.20
		$104.11

SCHEDULE J

EXPENSES AGAINST PERSONAL PROPERTY

12/24/52	Accrued interest on purchase George Washnigton Hotel Bonds	35.86
2/3/53	John S. Solenberger & Co., twine	.60
6/13/53	Shenandoah Valley National Bank—commission	5.21
12/2/54	M. D. Weaver, Treas., State and City taxes	310.31
12/10/53	Shenandoah Valley National Bank—commission	35.42
3/9/54	Director of Internal Revenue 1953 income tax	307.61
4/21/54	Herbert S. Larrick, Commissioner of Accounts, settling and filing accounts	40.55
7/16/54	P. J. Marshall, Clerk, recording settlement	10.00
11/9/54	M. D. Weaver, Treas. 1954 State Income tax	42.36
11/10/54	Harry L. McCann, Treas. proportionate share of 1954 Real Estate tax on land fronting on Valley Avenue	21.00
12/15/54	Shenandoah Valley National Bank commission on $1,242.92	62.15
4/12/55	Collector Internal Revenue 1954 Federal income tax	93.49
4/22/55	P. J. Marshall, Clerk, certificate of qualification	.50
6/21/55	Shenandoah Valley National Bank commission on $1,379.97	69.00
7/26/55	" " " " telephone call to Richmond	.77
10/27/55	M. D. Weaver, Treas. 1955 State Income tax	2.62
12/6/55	Paid accrued interest to 12/6/55 on Robinson bonds	146.84
12/15/55	Shenandoah Valley National Bank commission on $167.50	8.38
2/8/56	Paid accrued interest to 2/4/56 on Darlington Real Estate Bond	34.93
6/12/56	Shenandoah Valley National Bank commission on $976.43	48.82
		$1,276.42

page 47 }

ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

SCHEDULE K

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

JANE S. BICKERS AND BARBARA BICKERS

6/17/52	Groceries	$ 50.00
6/24/52	”	50.00
6/28/52	”	50.00
7/9/52	”	50.00
7/16/52	”	50.00
7/21/52	”	50.00
7/29/52	”	50.00
		$350.00

BETTY BICKERS O'MEARA

8/7/53	Payment for Betty Bickers O'Meara—J. V. Arthur, premium on fire ins. on personal property	$14.18
9/10/55	,, ,, ,, ,, ,, ,, ,, ,, ,, ,,	17.40
5/22/56	,, ,, ,, ,, ,, premium on jewelry insurance	10.00
7/19/56	,, ,, ,, ,, ,, fire insurance premium	9.24
		$50.82

BARBARA BICKERS.

	1/2 above payment of $350.00 to Jane S. Bickers and Barbara Bickers	$175.00
7/16/52	Paid to Barbara Bickers—spending allowance	10.00
7/21/52	,, ,, ,, ,, ,, ,,	10.00
7/29/52	,, ,, ,, ,, ,, ,,	10.00
8/4/52	,, ,, ,, ,, ,, ,,	10.00
8/7/52	,, ,, ,, ,, 1/2 amount for maintenance and support	30.00
8/13/52	,, ,, ,, ,, spending allowance	20.00
8/15/52	,, ,, ,, ,, 1/2 amount for monthly allowance	30.00
9/4/52	,, ,, ,, ,, ,, ,, ,, ,, ,,	40.00
9/12/52	,, ,, ,, ,, spending allowance	10.00
9/15/52	,, ,, ,, ,, balance monthly allowance	30.00
9/25/52	,, ,, ,, ,, spending allowance	20.00
		$395.00

page 48 }

ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

SCHEDULE K

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

JANE S. BICKERS

	1/2 above payment of $350.00 to Jane S. Bickers and Barbara Bickers						$ 175.00
6/28/52	Payment	for	Jane	S.	Bickers	—Reimbursement for $25 check	25.00
9/2/52	,,	to	,,	,,	,,	1/2 monthly allowance	90.00
9/15/52	,,	,,	,,	,,	,,	,, ,, ,,	90.00
10/1/52	,,	,,	,,	,,	,,	monthly allowance	180.00
11/1/52	,,	,,	,,	,,	,,	,, ,,	180.00
12/1/52	,,	,,	,,	,,	,,	,, ,,	180.00
12/31/52	,,	,,	,,	,,	,,	,, ,,	180.00
2/2/53	,,	,,	,,	,,	,,	,, ,,	180.00
3/2/53	,,	,,	,,	,,	,,	,, ,,	180.00
4/1/53	,,	,,	,,	,,	,,	,, ,,	180.00
5/1/53	,,	,,	,,	,,	,,	,, ,,	180.00
5/28/53	,,	,,	,,	,,	,,	Advance on June allowance	20.00
7/1/53	,,	,,	,,	,,	,,	monthly allowance	180.00
7/7/53	,,	,,	,,	,,	,,	,, ,,	160.00
7/11/53	,,	for	,,	,,	,,	Water Bill	3.38
8/1/53	,,	to	,,	,,	,,	monthly allowance	180.00
8/28/53	,,	,,	,,	,,	,,	,, ,,	180.00
9/30/53	,,	,,	,,	,,	,,	,, ,,	180.00
10/29/53	,,	,,	,,	,,	,,	Advance on November allowance	50.00

11/2/53	,,	,,	,,	,,	,,	monthly allowance	130.00
11/30/53	,,	,,	,,	,,	,,	,, ,,	180.00
12/19/53	,,	,,	,,	,,	,,	Advance on January allowance	60.00
12/31/53	,,	,,	,,	,,	,,	,, ,,	120.00
1/30/54	,,	,,	,,	,,	,,	monthly allowance	180.00
2/27/54	,,	,,	,,	,,	,,	,, ,,	180.00
3/22/54	,,	for	,,	,,	,,	Shenandoah Valley National Bank telephone calls	3.44
3/30/54	,,	to	,,	,,	,,	monthly allowance	180.00
4/6/54	,,	for	,,	,,	,,	amount paid for nursing services	75.00
4/30/54	,,	to	,,	,,	,,	monthly allowance	180.00
5/22/54	,,	,,	,,	,,	,,	advance for maintenance and support	25.00
6/1/54	,,	,,	,,	,,	,,	allowance ,, ,, ,, ,,	155.00
6/30/54	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
7/30/54	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
8/16/54	,,	,,	,,	,,	,,	advance ,, ,, ,, ,,	25.00
8/23/54	,,	,,	,,	,,	,,	additional payment ,, ,,	40.00
8/28/54	,,	,,	,,	,,	,,	allowance for Maintenance and support	155.00
9/29/54	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
10/14/54	,,	,,	,,	,,	,,	advance ,, ,, ,, ,,	20.00
10/29/54	,,	,,	,,	,,	,,	allowance ,, ,, ,, ,,	160.00
11/ /54	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
12/29/54	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
1/28/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
2/12/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	110.00
3/1/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	70.00
3/30/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
4/27/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
5/26/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	180.00
6/15/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	15.00
6/28/55	,,	,,	,,	,,	,,	,, ,, ,, ,, ,,	165.00

page 49 }

ESTATE OF MYRON BRAY BICKERS

SCHEDULE K

JANE S. BICKERS

7/2/55	Payment	for	Jane	S.	Bickers	Dr. Lean Slavin, dentist	5.00
7/26/55	”	to	”	”	”	allowance for maintenance and support	180.00
8/9/55	”	”	”	”	”	” ” ” ” ”	25.00
8/26/55	”	”	”	”	”	” ” ” ” ”	180.00
8/29/55	”	”	”	”	”	” ” ” ” ”	180.00
10/17/55	”	”	”	”	”	” ” ” ” ”	30.00
10/27/55	”	”	”	”	”	” ” ” ” ”	150.00
11/19/55	”	”	”	”	”	” ” ” ” ”	20.00
12/6/55	”	”	”	”	”	” ” ” ” ”	160.00
12/20/55	”	”	”	”	”	” ” ” ” ”	90.00
12/28/55	”	”	”	”	”	” ” ” ” ”	90.00
3/17/56	”	for	”	”	”	Hospital expenses	100.00
4/30/56	”	to	”	”	”	allowance for maintenance ” ”	180.00
5/26/56	”	”	”	”	”	” ” ” ” ”	180.00
							$8,191.82

Income collected or received		$10,079.46
Expenses against Real Estate	104.11	
,, ,, Personal Property	1,276.42	
Payments to and for Betty Bickers O'Meara	50.82	
,, ,, ,, ,, Barbara Bickers	395.00	
,, ,, ,, ,, Jane S. Bickers	8,191.82	
		10,018.17
7/30/56 Ledger Balance		$ 61.29

page 50 }

SHENANDOAH VALLEY NATIONAL BANK
OF WINCHESTER, VIRGINIA TRUSTEE
U/A MYRON B. BICKERS

SCHEDULE A—INSURANCE PROCEEDS
RECEIVED

Home Life Insurance Company—Policy #459,474	$ 9,464.35
,, ,, ,, ,, ,, #459,475	9,070.74
,, ,, ,, ,, ,, #459,569	4,791.63
,, ,, ,, ,, ,, #384,661	4,178.94
Jefferson Standard Life Insurance Co., Policy #67,307	2,000.00
Mutual Life Insurance Company of N. Y., ,, #4,169.702	4,917.10
,, ,, ,, ,, ,, ,, ,, #2,222,586	2,407.20
,, ,, ,, ,, ,, ,, ,, #3,146.965	5,000.50
	$41,830.46

page 51 }

TRUSTEE U/A MYRON B. BICKERS

SCHEDULE B—EXPENSES PAID—

PRINCIPAL

8/26/52	Shenandoah Valley National Bank—Registered mail on policies	$ 2.17
6/30/54	Shenandoah Valley National Bank—commission	2,091.52
		$2,093.69

SCHEDULE C

9/2/53	Transferred to Income Account	$1,000.00

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

BARBARA BICKERS

8/11/52	Holton-Arms School & Junior College initial payment on enrollment of Barbara Rae Bickers for 1952-53 term		200.00
8/13/52	Mrs. Marie M. Gannon for gymnasium clothing		32.95
9/15/52	Miller & Rhoads for bed linens and towels for Barbara Rae Bickers		20.27
9/18/52	Frances B. Pinnell, clothing, etc., for Barbara Rae Bickers		400.00
9/25/52	Holton-Arms School & Junior College		
	balance of tuition for first half of school year	750.00	
	Laundry Fee	30.00	
	Annual premium for insurance	18.00	798.00
9/27/52	Buzella Shop for clothing for Barbara		27.93
	Huntsberry's for shoes " "		10.95
	A & N Store foot locker for "		12.60
	J. C. Penny Co. garment bags "		5.67
10/16/52	Frances B. Pinnell reimbursement for clothing purchased for Barbara Rae Bickers		14.96
10/17/52	Telephone calls from Barbara Bickers		4.83
11/3/52	Gray & Eddy traveling bag for Barbara		6.00
12/2/52	Miller & Rhoads, Inc., for two spreads shipped to Barbara Rae Bickers		21.90
12/5/52	Barbara Rae Bickers for Christmas expenses		88.25

12/16/52	Julius Garfinckel & Co., two pieces of luggage for Barbara Rae Bickers	63.04
	Telephone call from Barbara Rae Bickers	1.31
12/19/52	Barbara Rae Bickers reimbursement for purchase of cabinet and shoes	32.24
	Jane S. Bickers reimbursement for evening dress purchased for Barbara Rae Bickers	39.95
12/23/52	Barbara Rae Bickers share of expenses at home during Christmas holiday	60.00
12/24/52	Kenneth Windle for tuning piano for Barbara	7.00
1/5/53	Barbara Rae Bickers for evening shoes	6.00
1/7/53	Young Men's Sport Shop for shoes	9.95
	Pearl W. Owens for altering dresses	5.20
1/27/53	Holton-Arms School & Junior College, tuition, etc.	822.87
2/4/53	Pearl W. Owens for altering dresses for Barbara	6.85

page 52 }

TRUSTEE U/A MYRON B. BICKERS

SCHEDULE C

BARBARA RAE BICKERS PRINCIPAL

3/30/53	Barbara Rae Bickers amount advanced for spring clothes		290.00
4/22/53	Holton-Arms School & Junior College first payment on tuition for school year 1953-54		25.00
6/27/53	Holton-Arms School & Junior College balance due for 1952-53 semester		124.05
6/29/53	Holton Arms School & Junior College advance payment on tuition, etc.		200.00
9/15/53	Barbara Rae Bickers amount advanced for purchase of clothing		250.00
10/6/53	Holton-Arms School & Junior College:		
	Balance due on tuition for 1953-54 term	600.00	
	Personal Account, Laundry & Dues	83.00	
	Medical Insurance	18.00	701.00
10/29/53	Holton-Arms School & Junior College premium on tuition refund ins. for Barbara Rae Bickers		49.50
1/30/54	Holton-Arms School & Junior College tuition to 6/1/54, personal account, laundry and dues		973.97
10/6/54	Holton-Arms School & Junior College tuition, etc.		777.50
1/20/55	Holton-Arms School & Junior College:		
	Tuition, board and dues to June	879.00	
	Books, etc.	38.06	
	Laundry, transportation, etc.	38.49	955.55
10/3/55	Holton-Arms School & *Junion* College:		
	Tuition, board, laundry and fees to 2/1/56	885.00	
	Medical insurance	18.00	
	Tuition refund insurance	60.00	963.00
			$8,008.29

July 30, 1956:

Insurance Proceeds		$41,830.46
Schedule B—Expenses paid	2,093.69	
" " Transferred to income account	1,000.00	
Payments to Barbara Bickers	8,008.29	11,101.98
Balance of assets as per ledger		$30,728.48

page 53 }

TRUSTEE U/A MYRON B. BICKERS

INCOME ACCOUNT

SCHEDULE D—INCOME RECEIVED

3/2/53	Interest	on	Real	Estate	Bond	Weber	$ 64.49
3/29/53	,,	,,	,,	,,	,,	,,	82.50
	,,	,,	,,	,,	,,	Williams	129.38
3/30/53	,,	,,	,,	,,	,,	Whitacre	43.39
4/1/53	,,	,,	,,	,,	,,	Walker	60.00
5/28/53	,,	,,	,,	,,	,,	Kiracofe	50.00
9/2/53	,,	,,	,,	,,	,,	Weber	60.50
	Received from Principal Account						1,000.00
9/9/53	Interest	on	Real	Estate	Bond	Williams	259.86
9/21/53	,,	,,	,,	,,	,,	Weber	82.50
9/28/53	,,	,,	,,	,,	,,	Walker	60.00
3/1/54	,,	,,	,,	,,	,,	Williams	225.00
3/2/54	,,	,,	,,	,,	,,	Weber	60.50
3/22/54	,,	,,	,,	,,	,,	,,	82.50
4/1/54	,,	,,	,,	,,	,,	Walker	60.00
4/7/54	,,	,,	,,	,,	,,	Weber	13.75
8/28/54	,,	,,	,,	,,	,,	Williams	225.00
9/9/54	,,	,,	,,	,,	,,	Weber	52.25

10/1/54	,, ,, ,, ,, ,,	Walker	30.00
10/6/54	,, ,, ,, ,, ,,	Battaile	125.00
12/17/54	,, ,, ,, ,, ,,	Walker	12.33
3/1/55	Rec'd from Conn. Mutual Ins. on sickness of Barbara Bickers		21.00
	Interest on Real Estate Bond	Williams	225.00
3/5/55	,, ,, ,, ,, ,,	Weber	44.00
4/5/55	,, ,, ,, ,, ,,	Randolph	251.25
4/11/55	,, ,, ,, ,, ,,	Battaile	62.50
6/21/55	,, ,, ,, ,, ,,	Schmitz	75.00
8/1/55	,, ,, ,, ,, ,,	Lupton	125.00
9/1/55	,, ,, ,, ,, ,,	Weber	35.75
9/8/55	,, ,, ,, ,, ,,	Williams	225.00
10/3/55	,, ,, ,, ,, ,,	Randolph	251.25
12/9/55	,, ,, ,, ,, ,,	Stinnett	50.00
12/15/55	,, ,, ,, ,, ,,	Williams	150.00
12/15/55	,, ,, ,, ,, ,,	Schmitz	75.00
1/30/56	,, ,, ,, ,, ,,	Lupton	125.00
3/7/56	,, ,, ,, ,, ,,	Weber	27.50
4/2/56	,, ,, ,, ,, ,,	Randolph	251.25
6/1/56	,, ,, ,, ,, ,,	Stinnett	50.00
6/18/56	,, ,, ,, ,, ,,	Schmitz	50.00
6/22/56	,, ,, ,, ,, ,,	Patterson	187.50
7/30/56	,, ,, ,, ,, ,,	Lupton	125.00
			$5,185.95

TRUSTEE U/A MYRON B. BICKERS

INCOME ACCOUNT

SCHEDULE E

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

BARBARA RAE BICKERS

9/25/52	Barbara Rae Bickers monthly allowance for Oct.	$ 25.00
11/5/52	" " " " " " Nov.	25.00
12/1/52	" " " " " " Dec.	25.00
1/5/53	" " " " " " Jan.	25.00
2/4/53	" " " " " " Feb.	25.00
3/9/53	" " " " " " March	25.00
3/30/53	" " " " " " April	
	plus allowance for Spring Vacation	50.00
5/6/53	Barbara Rae Bickers monthly allowance for May	25.00
6/6/53	" " " board, lodging and incidentals	125.00
6/27/53	" " " expenses, etc., for July	25.00
	" " " Board, lodging, etc., for July	100.00
8/5/53	" " " " " " " August	125.00
9/5/53	" " " " " " " September	125.00
10/6/53	" " " monthly allowance for October	32.00
	Dr. J. Mitchell Lewis for professional services rendered Barbara Rae Bickers	4.00
11/6/53	Barbara Rae Bickers monthly allowance for November	32.00

12/5/53	" " " " " " December	32.00
12/10/53	" " " Christmas expenses	90.00
	" " " share of apartment rent and food during Christmas holidays	100.00
	Frances B. Pinnell reimbursement for amount paid for alteration and repair of clothes for Barbara	25.00
1/2/54	Barbara Rae Bickers monthly allowance for January	32.00
2/2/54	" " " " " " February	32.00
7/15/54	" " " board, lodging, etc. July	125.00
7/30/54	Holton-Arms School & Junior College advance payment on tuition and personal account of 1954-55 season	200.00
12/23/54	Barbara Rae Bickers for Christmas expenses including trip during holidays	120.00
2/1/55	Victor R. Alfara, M. D. professional services rendered Barbara Rae Bickers	44.00
3/26/55	Barbara Rae Bickers—for clothing	100.00
5/23/55	Dr. Allen Pepple for professional services rendered Barbara Rae Bickers	5.00
	Dr. E. T. Gatewood for professional services rendered Barbara Rae Bickers	30.00
6/22/55	Holton Arms School & Junior College incidental expenses for Barbara Bickers	17.15
6/24/55	Barbara Rae Bickers allowance for June	32.00
6/28/55	" " " " " July	32.00
7/13/55	C. W. Pinnell, Jr. reimbursement for transportation for Barbara Rae Bickers to California	108.00
8/2/55	Holton-Arms School and Junior College advance payment on tuition and personal account for 1955-56 season for Barbara Rae Bickers	200.00
8/9/55	Barbara Rae Bickers monthly allowance for August	32.00
9/9/55	" " " " " " September	32.00
9/10/55	" " " airline ticket	107.80
10/20/55	" " " for clothing	200.00
12/24/55	" " " Christmas expenses	100.00
1/18/56	Dr. E. T. Gatewood professional services rendered Barbara Rae Bickers	10.00
4/2/56	Barbara Rae Bickers advanced for purchase of clothing	200.00

page 55 }

TRUSTEE U/A MYRON B. BICKERS

INCOME ACCOUNT

SCHEDULE E

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

BARBARA RAE BICKERS

4/13/56	Barbara Rae Bickers monthly allowance for April	32.00
5/7/56	" " " " " " May	32.00
5/31/56	" " " clothing and graduation expenses	70.00
6/2/56	Carol Thompson tutoring Barbara in history	17.75
6/14/56	Holton-Arms School — *Junion* College for graduation fees and expenses	101.17
	Frances B. Pinnell reimbursement for summer school expenses for Barbara Rae Bickers	93.00
7/19/56	Frances B. Pinnell reimbursement for clothing, school supplies and miscellaneous expenses for Barbara Rae Bickers	100.00
		$3,244.87

JANE BICKERS GILMARTIN

1/18/56	Dr. E. T. Gatewood professional services rendered Jane S. Bickers	5.00
6/29/56	Jane S. Gilmartin monthly payment for maintenance and support	180.00
7/25/56	Jane S. Gilmartin monthly payment for maintenance and support	180.00
7/30/56	Dr. W. C. Winn balance due on professional services rendered Jane S. Gilmartin	75.00
		$440.00

page 56 }

TRUSTEE U/A MYRON B. BICKERS

INCOME ACCOUNT

SCHEDULE F

EXPENSES FROM INCOME

1/14/53	Accrued interest on purchase of Walker Real Estate Bonds	$ 34.76
6/13/53	Shenandoah Valley National Bank— commission	21.49
11/6/53	M. D. Weaver, Treas. taxes	50.00
12/10/53	Shenandoah Valley National Bank—commission	73.14
3/9/54	Director of Internal Revenue 1953 income tax	72.80
6/21/54	Shenandoah Valley National Bank—commission	22.09
12/15/54	" " " " "	21.61
4/12/55	Director of Internal Revenue	81.12
6/21/55	Shenandoah Valley National Bank—commission	30.80
12/15/55	" " " " "	38.10
4/13/56	Director of Internal Revenue	215.00
6/12/56	Shenandoah Valley National Bank—commission	33.94
		$694.85

Schedule D—Income Received		$5,185.95
" E—Payments to beneficiaries:		
Barbara Rae Bickers	$3,244.87	
Jane Bickers Gilmartin	440.00	
" F—Expenses from Income	694.85	4,379.72
7/30/56 Ledger Balance		$806.23

page 57 }

MYRON B. BICKERS—DISTRIBUTION

PRINCIPAL	Estate—Personal Property—Inventory (not including insurance)		$ 93,039.89
	Additional property not in Inventory		1,293.30
	Increase in Sale of Personal Property		6,973.18
			$101,306.37
	Expenses against Personal Property		44,217.66
			$ 57,088.71
	Transfers to Income Account		5,500.00
			$ 51,588.71
	Payments to or for account of beneficiaries:		
	Jane Bickers	$ 1,925.15	
	Barbara Bickers	1,569.50	
	Christine M. Bickers	151.27	
	Betty Bickers O'Meara	9,205.55	
	Frances B. Pinnell	12,957.45	25,808.92
			$ 25,779.79

INCOME		
Income collected or received from Principal		$ 10,079.46
Expenses against Personal Property		1,276.42
		$ 8,803.04
Payments to or for account of beneficiaries:		
Jane Bickers	$ 8,191.82	
Barbara Bickers	395.00	
Betty Bickers O'Meara	50.82	8,637.64
		$ 165.40

PRINCIPAL		
Trust u/a (Insurance)		$ 41,830.46
Expenses paid		2,093.69
		$ 39,736.77
Transfer to Income Account		1,000.00
		$ 38,736.77
Payments to or for account of beneficiaries:		
Barbara Bickers	$ 8,008,29	8,008.29
		$ 30,728.48

INCOME ACCOUNT

Income Received		$ 5,185.95
Expenses paid		694.85
		$ 4,491.10
Payments to or for account of beneficiaries:		
Barbara Bickers	$ 3,244.87	
Jane Bickers	440.00	3,684.87
		$ 806.23

page 58 }

MYRON B. BICKERS—DISTRIBUTION

Net Principal of Estate to be distributed	$51,588.71	
Net Income of Estate to be distributed	8,803.04	
Net Principal of Trust u/a to be distributed	38,736.77	
Net Income of Trust u/a to be distributed	4,491.10	$103,619.62
Federal Estate Tax paid to date against Personal Property		10,850.34
		$114,469.96
One-third to Christine M. Bickers		38,156.65
		$ 76,313.31
Federal Estate Tax previously paid		10,850.34
		$ 65,462.97
.45221 Barbara Bickers' share of Federal Tax or	$ 4,896.63	
.54779 Other girls " " " " "	5,953.71	$ 10,850.34

Amount to be distributed to other beneficiaries less proportionate shares of Federal Estate Taxes			$ 65,462.97
Barbara Bickers	$34,499.87		
Share of Federal Estate Tax	4,896.63	29,603.24	
Jane Bickers	13,937.82		
Share of Federal Estate Tax	1,984.57	11,953.25	
Betty Bickers O'Meara	13,937.81		
Share of Federal Estate Tax	1,984.57	11,953.24	
Frances B. Pinnell	13,937.81		
Share of Federal Estate Tax	1,984.57	11,953.24	
		$65,462.97	$ 65,462.97

PRINCIPAL ESTATE

Real Property Inventory		$ 59,900.00
Increase in Sale of Real Property		250.00
		$ 60,150.00
Expenses paid—Principal	$10,446.76	
Expenses paid Income	104.11	10,550.87
		$ 49,599.13

One-third value of $49,599.13=	$16,533.04
Value of remainder interest is $16,533.04 x .37092=	6,132.44
Value of life interest	$10,400.60

MYRON B. BICKERS—DISTRIBUTION

Net amount of Real Estate to be distributed			$ 49,599.13
Less life estate for Christine M. Bickers		$16,533.04	
Less proportionate share of Federal Estate Tax allocable to Real Estate		957.26	15,575.78
			$ 34,023.35
Barbara Bickers	$ 9,407.80		
Less proportionate share of Federal Tax	901.96	$ 8,505.84	
Jane Bickers	9,407.80		
Less proportionate share of Federal Tax	901.96	8,505.84	
Betty Bickers O'Meara	9,407.79		
Less proportionate share of Federal Tax	901.96	8,505.83	
Frances B. Pinnell	9,407.80		
Less proportionate share of Federal Tax	901.96	8,505.84	
		$34,023.35	$ 34,023.35

PRINCIPAL ESTATE: Assets as of 7/30/56		$ 75,483.03
INCOME " " " " " " "		61.29
		$ 75,544.32
PRINCIPAL—TRUST U/A " " " " " "	$30,728.48	
INCOME " " " " " " " "	806.23	31,534.71
		$107,079.03

DISTRIBUTION OF ASSETS:

ESTATE:	Christine M. Bickers		$38,156.65	
	Real Property—Trust		15,575.78	
			53,732.43	
	Less advancement on Virginia Inheritance taxes		151.27	$53,581.16
	Barbara Bickers		29,603.24	
	Real Property		8,505.84	
			38,109.08	
	Less Advances:			
Estate—Principal		$1,569.50		
” Income		395.00		
Trust u/a—Principal		8,008.29		
” ” Income		3,244.87	13,217.66	24,801.42
	Jane Bickers		11,953.25	
	Real Property		8,505.84	
			20,459.09	
	Less Advances:			
Estate—Principal		$1,925.15		
” Income		8,191.82		
Trust u/a Income		440.00	10,556.97	9,902.12

page 60 }

MYRON B. BICKERS—DISTRIBUTION

ESTATE	Betty Bickers O'Meara		$11,953.24		
	Real Property		8,505.83		
			20,459.07		
	Less advancements:				
Estate—Principal		$9,205.55			
" Income		50.82	9,256.37	$ 11,202.70	
ESTATE	Frances B. Pinnell		11,953.24		
	Real Property		8,505.84		
			20,459.08		
	Less advancements:		[illegible]	[illegible]	
Estate—Principal			12,957.45	7,501.63	
				$107,079.03	$107,079.03

page 61 }

SHENANDOAH VALLEY NATIONAL BANK

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE E

EXPENSES AGAINST REAL ESTATE

7/30/56	Total expenses against real estate to 7/30/56		$10,446.76
11/18/57	Paid Champ F. Blankenbaker for appraising property	$12.50	
	" Frank Darnell for appraising property	10.00	22.50
			$10,469.26

Total Federal Estate Tax in accounting 7/30/56		$15,415.44
Allocation of Federal Estate Tax in accounting to 7/30/56	$4,565.10	
Less proportionate share of refund of $1,323.80	605.35	
	3,959.75	

page 62 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE F

EXPENSES AND DEBTS AGAINST PERSONAL PROPERTY

7/30/56	Total expenses against personal property to 7/30/56		$44,217.66
11/18/57	Paid Frances Yeager Bickers Pinnell in full payment of indebtedness of Myron B. Bickers to Frances Yeager Bickers Pinnell pursuant to court order, plus interest at 4%	$5,543.52	
9/17/57	" P. J. Marshall, Clerk, additional administration tax	47.20	5,590.72
			$49,808.38

Total Federal Estate Tax in accounting 7/30/56		$15,415.44
Allocation of Federal Estate Tax in accounting to 7/30/56	$10,850.34	
Less proportionate share of refund of $1,323.80	718.45	
	$10,131.89	

page 63 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

CHRISTINE M. BICKERS

7/30/56	Total payments to 7/30/56		$ 151.27
9/17/56	Paid Christine Melvin Bickers payment on account of distribution	$25,000.00	
10/19/56	" Christine Melvin Bickers payment on account of distribution	5,000.00	
9/17/57	" on account of additional Virginia Inheritance Tax	134.64	30,134.64
			$30,285.91

page 64 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

BARBARA BICKERS

7/30/56	Total payments to 7/30/56		$1,569.50
6/5/57	Paid Frances B. Pinnell for board and lodging for Barbara Rae Bickers for June 1957	$ 75.00	
	" Barbara Rae Bickers for monthly allowance for June, 1957, $40; expenses of trip to Virginia Beach, $30	70.00	
9/17/57	" on account of additional Virginia Inheritance Tax	64.92	
10/26/57	" Barbara Rae Bickers advance payment on account of distribution of estate	200.00	
12/2/57	" Barbara Rae Bickers monthly allowance for December	75.00	484.92
			$2,054.42

page 65 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

BETTY BICKERS O'MEARA

7/30/56	Total payments to 7/30/56		$ 9,205.55
10/2/56	Paid Betty Bickers O'Meara on account of distribution of estate	$800.00	
11/17/56	" Betty Bickers O'Meara on account of distribution of estate	300.00	
12/28/56	" Betty Bickers O'Meara on account of distribution of estate	200.00	
2/19/57	" Betty Bickers O'Meara on account of distribution of estate	200.00	
5/1/57	" Betty Bickers O'Meara on account of distribution of estate	300.00	
7/2/57	" Betty Bickers O'Meara on account of distribution of estate	300.00	
8/23/57	" Betty Bickers O'Meara on account of distribution of estate	300.00	
9/17/57	" on account of additional Virginia Inheritance Tax	64.92	
10/4/57	" Betty Bickers O'Meara advance on account of distribution of estate	300.00	
11/9/57	" Betty Bickers O'Meara advance on account of distribution of estate	300.00	3,064.92
			$12,270.47

page 66 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

FRANCES B. PINNELL

7/30/56	Total payments to 7/30/56	$12,957.45
9/17/57	Paid on account of additional Virginia Inheritance Tax	64.92
		$13,022.37

page 67 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE G

PAYMENTS OF PRINCIPAL TO AND FOR THE BENEFIT OF BENEFICIARIES

JANE BICKERS GILMARTIN

7/30/56	Total payments to 7/30/56		$ 1,925.15
1/28/57	Paid Jane S. Gilmartin monthly allowance for maintenance and support	$180.00	
2/2/57	" Robert Coleman Longan, Jr., M.D. for professional services rendered Jane Stuart Gilmartin through 1/12/57	350.00	
2/7/57	" Westbrook Sanatorium, Inc., hospitalization for Jane Stuart Gilmartin to 1/11/57	362.41	
2/26/57	" Jane S. Gilmartin monthly allowance for maintenance and support of Jane S. Gilmartin	180.00	
5/31/57	" Jane S. Gilmartin monthly allowance for maintenance and support	100.00	
6/11/57	" Jane S. Gilmartin advance on monthly allowance for maintenance and support	25.00	

6/26/57	"	Jane S. Gilmartin balance of monthly allowance for maintenance and support of Jane S. Gilmartin for June 1957	75.00	
7/24/57		Jane S. Gilmartin monthly allowance for maintenance and support of Jane S. Gilmartin	100.00	
9/17/57	"	on account of additional Virginia Inheritance Tax	64.92	
11/9/57	"	Jane S. Gilmartin monthly allowance for maintenance and support of Jane S. Gilmartin	100.00	
12/13/57	"	Jane S. Gilmartin monthly allowance for maintenance and support of Jane S. Gilmartin, plus extra allowance for Christmas expenses	150.00	1,687.33
				$3,612.48

page 68 }

EXECUTOR OF THE ESTATE OF MYRON
BRAY BICKERS

PRINCIPAL ACCOUNT

7/30/56	Balance of assets as per Ledger			$75,483.03
	Additional Cash held in Bickers Realty Corporation Account		$4,014.94	
	Profit on sale of 100 shares Western Frederick Bank stock		200.00	
	Refund of Federal Estate Tax		1,323.80	5,538.74
	Payments since 7/30/56:			$81,021.77
	Supplemental Schedule E	22.50		
	,, ,, ,, F	5,590.72		
	,, ,, ,, G	35,436.73		41,049.95
12/16/57	Balance of Assets as per Ledger			$39,971.82

page 69 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

SUPPLEMENTARY SCHEDULE H

INCOME COLLECTED OR RECEIVED

7/30/56	Total receipts to 7/30/56		$10,079.46
8/29/56	Rec'd interest to 8/27/56 on $26,250 R/E Bond of J. P. Darlington	$656.25	
10/1/56	" interest to 10/1/56 on $8000 C. L. Robinson Ice & Cold Storage Bonds	200.00	
3/5/57	" interest to 2/27/57 on $22,500 R/E Bond of J. P. Darlington	562.50	
4/6/57	" interest to 4/1/57 on $8000 C. L. Robinson Ice & Cold Storage Corp. Bonds	200.00	
7/24/57	" interest on refund of overassessment of Federal Estate Tax	216.31	
9/4/57	" interest to 8/27/57 on $18,750 RE Bond of J. P. Darlington	468.75	2,303.81
			$12,383.27

page 70 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

SUPPLEMENTARY SCHEDULE I

EXPENSES AGAINST INCOME—REAL ESTATE

7/30/56	Total expenses to 7/30/56		$104.11
10/26/56	Paid J. B. Fray, Treasurer, 1956 Real Estate Tax on 21½ acres near Rochelle, Virginia	$6.25	
3/28/57	" Hansbrough & Carter liability insurance premium on property near Rochelle, Va.	9.25	
10/29/57	" J. B. Fray, Treasurer, 1957 Real Estate tax on 21½ acres in Madison County, Virginia	6.25	
12/2/57	" Shenandoah Valley National Bank for telephone call to Madison, Virginia	.83	22.58
			$126.69

SUPPLEMENTARY SCHEDULE J

EXPENSES AGAINST PERSONAL PROPERTY

7/30/56	Total expenses to 7/30/56		$1,276.42
12/11/56	Paid Shenandoah Valley National Bank commission on $856.25	$42.81	
6/8/57	" Shenandoah Valley National Bank commission on $762.50	38.13	
7/19/57	" Herbert S. Larrick, Commissioner of Accounts for settling and filing account	30.85	
9/19/57	" P. J. Marshall, Clerk, for recording settlement	4.50	
12/13/57	" Shenandoah Valley National Bank commission on $685.06	34.25	150.54
			$1,426.96

page 71 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

SUPPLEMENTARY SCHEDULE K

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

JANE S. GILMARTIN

7/30/56	Total payments to 7/30/56		$8,191.82
9/22/56	Paid Jane S. Gilmartin 1/2 monthly allowance for maintenance and support of Jane S. Gilmartin	$90.00	
9/26/56	" Jane S. Gilmartin balance of monthly allowance for maintenance and support for September	90.00	
10/26/56	" Jane S. Gilmartin monthly allowance for maintenance and support	180.00	
11/28/56	" Jane S. Gilmartin monthly allowance for maintenance and support of Jane S. Gilmartin	180.00	
12/12/56	" Jane S. Gilmartin advance on December allowance for maintenance and support of Jane S. Gilmartin	60.00	
12/26/56	" Jane S. Gilmartin balance of monthly allowance for maintenance and support of Jane S. Gilmartin for December	120.00	

2/26/57	"	Leroy Smith, M. D. for services rendered Jane Gilmartin	20.00	
3/25/57	"	Jane S. Gilmartin monthly allowance for maintenance and support	100.00	
4/6/57	"	Robert Coleman Longan, Jr., M. D. for professional services rendered Jane Gilmartin	30.00	
	"	Medical College of Virginia hospital bill of Jane Gilmartin	171.00	
4/26/57	"	Jane S. Gilmartin monthly payment for maintenance and support	100.00	
8/7/57	"	Jane S. Gilmartin advance on account monthly payment for maintenance and support	25.00	
8/13/57	"	Leigh C. Budwell, D. D. S. for professional services rendered Jane S. Gilmartin	18.00	
8/26/57	"	Jane S. Gilmartin balance monthly allowance for maintenance and support	75.00	
9/24/57	"	Dr. W. C. Winn for professional services	50.00	
9/26/57	"	Jane S. Gilmartin monthly allowance for maintenance and support	100.00	
10/26/57	"	Jane S. Gilmartin monthly allowance for maintenance and support	100.00	
10/17/57	"	Shenandoah Valley National Bank for telephone call to Richmond 9/10/57	1.71	1,510.71
				$9,702.53

page 72 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

SUPPLEMENTARY SCHEDULE K

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

BARBARA RAE BICKERS

7/30/56	Total payments to 7/30/56		$ 395.00
3/14/57	Paid Barbara Rae Bickers monthly allowance for March	$ 40.00	
	" Frances B. Pinnell for board and lodging for Barbara Bickers for March	75.00	
4/6/57	" Barbara Rae Bickers monthly allowance for April	80.00	
4/16/57	" Frances B. Pinnell for board and lodging for Barbara Rae Bickers for April	75.00	
4/26/57	" Barbara Rae Bickers for spring clothes	175.00	
9/17/57	" Frances B. Pinnell for board and lodging for Barbara Rae Bickers for September	75.00	

9/30/57	"	Barbara Rae Bickers monthly allowance for October	75.00	
10/31/57	"	Barbara Rae Bickers monthly allowance for November	75.00	670.00
				$1,065.00

BETTY BICKERS O'MEARA

7/30/56	Total payments to 7/30/56	$50.82

page 73 }

EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS

INCOME ACCOUNT

7/30/56	Ledger Balance		$61.29
	Receipts from 7/30/56 to 12/16/57 (Supplementary Schedule H)		2,303.81
			$2,365.10
	Payments since 7/30/56:		
	Expenses against Real Estate (Schedule I)	$ 22.58	
	Expenses against Personal Property (Schedule J)	150.54	
	Payments to and for the benefit of beneficiaries (Schedule K)	2,180.71	2,353.83
12/16/57	Ledger Balance		$ 11.27

page 74 }

TRUSTEE U/A MYRON B. BICKERS

SUPPLEMENTARY SCHEDULE E

PAYMENTS OF INCOME TO AND FOR THE BENEFIT OF BENEFICIARIES

JANE BICKERS GILMARTIN

7/30/56	Total payments to 7/30/56		$ 440.00
8/27/56	Paid Jane S. Gilmartin monthly payment for maintenance and support	$180.00	180.00
			$ 620.00

BARBARA RAE BICKERS

7/30/56		Total payments to 7/30/56		$3,244.87
9/14/56		Paid University of Richmond fixes fees for first semester of college year at Westhampton College for Barbara Rae Bickers	$182.50	
	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for September	75.00	
10/15/56	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for October	75.00	
10/26/56	"	Barbara Rae Bickers advancement for winter clothes $250; allowance for October, $40.	290.00	
11/17/56	"	Barbara Rae Bickers monthly allowance for November	40.00	
	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for November	75.00	
12/17/56	"	Barbara Rae Bickers monthly allowance for December	40.00	
	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for December	75.00	
12/28/56	"	University of Richmond fixed fees for second semester of college year at Westhampton College for Barbara Rae Bickers	202.50	
1/15/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for January	75.00	
2/19/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for February	75.00	
4/13/57	"	Internal Revenue Service 1956 Federal income tax for Barbara Rae Bickers	85.00	

5/15/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for May	75.00	
6/1/57	"	Barbara Rae Bickers for registration and fees for study course at Medical College of Virginia, clothing and incidentals	100.00	
7/19/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for July	75.00	
8/15/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for August	75.00	
9/3/57	"	Barbara Rae Bickers monthly allowance for September	75.00	
10/17/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for October	75.00	
12/16/57	"	Frances B. Pinnell for board and lodging for Barbara Rae Bickers for December	75.00	1,840.00
				$5,084.87

page 75 }

SHENANDOAH VALLEY NATIONAL BANK
OF WINCHESTER

TRUSTEE U/A MYRON B. BICKERS

SUPPLEMENTARY SCHEDULE B

INCOME ACCOUNT

INCOME RECEIVED

7/30/56	Receipts to 7/30/56		$5,185.95
9/11/56	Rec'd int. to 9/2/56 on $1000 R/E Bond of O. D. Weber	$ 27.50	
9/26/56	" int. to 10/1/56 on $10,050 R/E Bond of Theodora A. Randolph	251.25	
11/17/56	" int. to 11/13/56 on $2000 R/E Bond of G. Frank Stinnett	50.00	
11/20/56	" int. to 12/2/56 on $1000 R/E Bond of O. D. Weber	13.75	
12/14/56	" int. to 12/20/56 on $7500 R/E Bond of Russell W. Patterson	187.50	
12/17/56	" int. to 12/15/56 on $2000 R/E Bond of Louis C. Schmitz	50.00	
2/2/57	" int. to 1/29/57 on $5000 R/E Bond of Lupton Orchard Service	125.00	
4/6/57	" int. to 4/1/57 on $6700 R/E Bond of Theodora Ayer Randolph	167.50	
5/24/57	" int. to 5/13/57 on $2000 R/E Bond of G. Frank Stinnett	50.00	
6/24/57	" int. to 6/20/57 on $3750 R/E Bond of Russell W. Patterson	102.65	

7/30/57	"	int. to 7/29/57 on $5000 R/E Bond of Lupton Orchard Service, Inc.	125.00	
8/2/57	"	int. to 8/1/57 on $1000 R/E Bond of L. C. Schmitz	31.25	
10/2/57	"	int. to 10/1/57 on $3350 R/E Bond of Theodora Ayer Randolph	83.75	
10/26/57	"	int. to 10/25/57 on $1000 R/E Bond of L. C. Schmitz	11.64	
12/2/57	"	int. to 11/13/57 on $2000 R/E Bond of G. Frank Stinnett	50.00	1,326.79
				$6,512.74

page 76 }

TRUSTEE U/A MYRON B. BICKERS

SUPPLEMENTARY SCHEDULE F

EXPENSES FROM INCOME

7/30/56	Total expenses to 7/30/56		$ 694.85
12/11/56	Paid Shenandoah Valley National Bank commission on $705.	$35.25	
6/8/57	" Shenandoah Valley National Bank commission on $580.	29.00	
12/13/57	" Shenandoah Valley National Bank commission on $404.29	20.21	84.46
			$ 779.31

7/30/56	Ledger Balance		$ 806.23
	Income received since 7/30/56 (Supplementary Schedule D)		1,326.79
			$2,133.02
	Payments since 7/30/56:		
	Payments to beneficiaries Supplementary Schedule E	$2,020.00	
	Expenses from Income Supplementary Schedule F	84.46	2,104.46
12/16/57	Ledger Balance		$ 28.56

page 77 }

MYRON B. BICKERS—SUPPLEMENTARY DISTRIBUTION SCHEDULE

PRINCIPAL—ESTATE—Personal Property—		
Inventory (not including insurance) as of 7/30/56 (first distribution schedule)		$101,306.37
Additional cash held in Bickers Realty Corp. account		4,014.94
Profit on sale of 100 shares Western Frederick Bank		200.00
Proportionate share of refund of Federal Estate tax		718.45
		106,239.76
Expenses against personal property as of 7/30/56	$44,217.66	
Expenses from 7/30/56 to 12/16/57	5,590.72	49,808.38
		56,431.38
Transfers to Income Account		5,500.00
		50,931.38

Payments to or for account of beneficiaries:			
Jane Bickers Gilmartin to 7/30/56	$1,925.15		
7/30/56 to 12/16/57	1,687.33	3,612.48	
Barbara Bickers to 7/30/56	1,569.50		
7/30/56 to 12/16/57	484.92	2,054.42	
Christine M. Bickers to 7/30/56	151.27		
7/30/56 to 12/ 16/57	30,134.64	30,285.91	
Betty Bickers O'Meara to 7/30/56	9,205.55		
7/30/56 to 12/16/57	3,064.92	12,270.47	
Frances B Pinnell to 7/30/56	12,957.45		
7/30/56 to 12/16/57	64.92	13,022.37	61,245.65

INCOME	Income collected or received from Principal to 7/30/56			$ 10,079.46
	Income collected from 7/30/56 to 12/16/57			2,303.81
				12,383.27
	Expenses against personal property to 7/30/56	1,276.42		
	7/30/56 to 12/16/57	150.54		1,426.96
				10,956.31
	Payments to or for account of beneficiaries:			
	Jane Bickers Gilmartin to 7/30/56	8,191.82		
	7/30/56 to 12/16/57	1,510.71	9,702.53	
	Barbara Bickers to 7/30/56 7/30/56	395.00		
	to 12/16/57	670.00	1,065.00	
	Betty Bickers O'Meara to 7/30/56		50.82	10,818.35
				137.96

page 78 }

MYRON B. BICKERS—SUPPLEMENTARY DISTRIBUTION

PRINCIPAL TRUST U/A (Insurance)

(No change in Principal account from accounting 7/30/56)

INCOME	Income received to 7/30/56			$ 5,185.95
	" " 7/30/56 to 12/16/57			1,326.79
				6,512.74
	Expenses paid to 7/30/56	694.85		
	" " 7/30/56 to 12/16/57	84.46		779.31
				5,733.43
	Payments to or for account of beneficiaries:			
	Barbara Bickers to 7/30/56	3,244.87		
	7/30/56 to 12/16/57	1,840.00	5,084.87	
	Jane Bickers Gilmartin to 7/30/56	440.00		
	7/30/56 to 12/16/57	180.00	620.00	5,704.87
				28.56

Net Principal of Estate to be distributed	$50,931.38	
Net Income of Estate to be distributed	10,956.31	
Net Principal of Trust u/a to be distributed	38,736.77	
Net Income of Trust u/a to be distributed	5,733.43	$106,357.89
Federal Estate tax paid to 7/30/56 allocated to personal property	10,850.34	
Proportionate share of refund of $1,323.80	718.45	10,131.89
		116,489.78
1/3 to Christine M. Bickers		38,829.93
		77,659.85
Net Federal Estate tax paid		10,131.89
		67,527.96
42% Barbara Bickers' share of Federal Estate Tax or	$ 4,255.39	
58% Jane, Frances and Betty's share of Federal Estate tax or	5,876.50	10,131.89

page 79 }

MYRON B. BICKERS—SUPPLEMENTARY DISTRIBUTION

Amount to be distributed to other beneficiaries, less proportionate share of Federal Estate taxes			$67,527.96
Barbara Bickers	$34,374.88		
Share of Federal Estate tax	4,255.39	30,119.49	
Jane Bickers Gilmartin	14,428.32		
Share of Federal Estate tax	1,958.83	12,469.49	
Betty Bickers O'Meara	14,428.32		
Share of Federal Estate tax	1,958.83	12,469.49	
Frances B. Pinnell	14,428.33		
Share of Federal Estate tax	1,958.84	12,469.49	
		$67,527.96	$67,527.96

PRINCIPAL ESTATE

Real Property Inventory		$59,900.00
Increase in sale of Real Property		250.00
Proportionate share of refund of Federal Estate tax or $1,323.80		605.35
		60,755.35
Principal-expenses paid to 7/30/56	$10,446.76	
" " from 7/30/56 to 12/16/57	22.50	
Income-expenses paid to 7/30/56	104.11	
" " " from 7/30/56 to 12/16/57	22.58	10,595.95
		50,159.40
One-third value of $50,159.40 =	$16,719.80	
Value of remainder interest is $16,719.80 x .37092	6,132.44	
Value of life interest (for tax purposes)	$10,587.36	

Net amount of Real Estate to be distributed			$50,159.40
Less, Life Estate—Christine M. Bickers—1/3 of $50,159.40	$16,719.80		
Less proportionate share of Federal Estate tax on $10,587.36	774.52		15,945.28
			34,214.12
Barbara Bickers	9,349.84		
Less proportionate share of Federal Tax	796.31	$8,553.53	
Carried Forward		8,553.53	34,214.12

page 80 }

Brought Forward		$8,553.53	$34,214.12
Jane Bickers Gilmartin	$ 9,349.83		
Less proportionate share of Federal Tax	796.30	8,553.53	
Betty Bickers O'Meara	9,349.84		
Less proportionate share of Federal Tax	796.31	8,553.53	
Frances B. Pinnell	9,349.84		
Less proportionate share of Federal Tax	796.31	8,553.53	
		$34,214.12	$34,214.12

PRINCIPAL ESTATE: Assets as of 12/16/57		$39,971.82
INCOME " " " " 12/16/57		11.27
		$39,983.09
PRINCIPAL—TRUST U/A Assets as of 12/16/57	$30,728.48	
INCOME " " " " " 12/16/57	28.56	30,757.04
		$70,740.13

DISTRIBUTION OF ASSETS:

ESTATE: *Christine M. Bickers*		$38,829.93		
Real Property—Trust		15,945.28		
		54,775.21		
Less advancement on Virginia Inheritance taxes	285.91	30,285.91		
Payment on account of distribution	30,000.00		$24,489.30	
Barbara Bickers		30,115.45		
Real Property		8,553.53		
		38,668.98		
Less Advances:				
Estate—Principal	2,054.42			
Income	1,065.00			
Trust u/a—Principal	8,008.29			
Income	5,084.87	16,212.58	22,456.40	
Jane Bickers Gilmartin		12,470.84		
Real Property		8,553.53		
		21,024.37		
Less Advances:				
Estate—Principal	3,612.48			
Income	9,702.53			
Trust u/a—Income	620.00	13,935.01	7,089.36	
Carried Forward			$54,035.06	$70,740.13

page 81 }

	Brought Forward			$54,035.06	$70,740.13
ESTATE	*Betty Bickers O'Meara*		$12,470.84		
	Real Property		8,553.53		
			21,024.37		
	Less Advances:				
Estate—Principal		$12,270.47			
Income		50.82	12,321.29	8,703.08	
ESTATE	*Frances B. Pinnell*		12,470.83		
	Real Property		8,553.53		
			21,024.36		
	Less Advances:				
Estate—Principal			13,022.37	8,001.99	
				$70,740.13	$70,740.13

page 82

PRINCIPAL—PERSONAL AND REAL ESTATE

Schedule A		$202,270.35	
Schedule B	1,293.30		
Additions to Estate Inventory not set forth on Schedule B, but on Principal Account sheet of Supplemental Account	5,538.74	6,832.04	
Schedule C		250.00	
Schedule D		6,973.18	$216,325.57
Schedule E		10,469.26	
Schedule F		49,808.38	
Schedule G		66,745.65	127,023.29
			89,302.28
Less insurance proceeds on Inventory A			49,330.46
			$ 39,971.82
Balance Cash Sheet—Cash and Investments		$ 39,971.82	

INCOME—PERSONAL AND REAL ESTATE

Schedule H			$ 12,383.27
Schedule I		$ 126.69	
Schedule J		1,426.96	
Schedule K	$9,702.53		
	1,065.00		
	50.82	10,818.35	12,372.00
			$ 11.27
Balance—Cash sheets 12/16/57		$ 11.27	

INSURANCE—PRINCIPAL

Schedule A		$ 41,830.46
Schedule B	$ 2,093.69	
Schedule C	9,008.29	11,101.98
		$ 30,728.48
Balance—Cash sheets 12/16/57 Cash and Investments	$ 30,728.48	

INSURANCE—INCOME

Schedule D		$ 6,512.74
Schedule E	$ 5,704.87	
Schedule F	779.31	6,484.18
		$ 28.56
Balance Cash Sheets 12/16/57	$ 28.56	

Filed in Clerk's Office of Corporation Court for City of Winchester, Va., January 27, 1958.

P. J. MARSHALL, Clerk.

page 83 }

* * * * *

EXCEPTIONS OF CHRISTINE MELVIN BICKERS.

Christine Melvin Bickers makes the following exceptions to "The Supplementary Schedules" filed by the Shenandoah Valley National Bank of Winchester as Executor and Trustee u/w Myron B. Bickers; said "Supplementary Schedules" being filed January 28, 1958;—

She excepts—

(1) To the commissions taken by the Shenandoah Valley National Bank of Winchester as Executor as being excessive when the value of the estate is considered, the amount of work and the results obtained. Such would not entitle the Executor to a charge of 5% commission on $158,232.63, nor would it entitle it to a commission of 5% on the item of $41,830.46, the latter an amount received from the life insurance policies or a total amount of commission $10,003.15 and to nineteen other separate charges of commission of 5%, totaling $669.80, or an aggregate sum of commissions of $10,672.95; and

(2) To commissions or fee which are paid in excess of 5% for income received; and

(3) To payment by the Executor of commission to itself before distribution of the estate, upon which sums it should be charged interest, $5,300.00 taken December 28, 1953; $2,611.63 taken June 30, 1954; $2,091.52 taken June 30, 1954; $338.38 in a period of time extending from June 13, 1953 to December 15, 1955.

(4) To the payment on April 27, 1953 of $500.00 to Claudine Lovett, fee for sale of property (Real Property)
page 84 } on Route 522, unless Claudine Lovett is a licensed real estate agent; and if she is a licensed real estate agent, the estate should not be subject to two commissions or fees for the sale of Real Estate; and

(5) To the item of October 12, 1954, Stenographer's fee of $47.20, if it includes more than the original copy of the testimony.

(6) To July 26, 1955, Lewis Printing Company 1/2 share invoice for copies of brief *re* suit $91.20; November 5, 1955 Lewis Printing Company 1/2 cost of printing petitions in Supreme Court Case $44.85; March 2, 1956 P. J. Marshall, Clerk, Court fee in *re* suit $216.42, for the reason the Shenandoah Valley National Bank, Executor did not file any brief

or petition in Supreme Court case, nor even as a trustee under the will of Myron Bray Bickers, but as Trustee under Life Insurance Trust Agreement of Myron Bray Bickers.

(7) Christine Melvin Bickers should be endowed of one-third of the real estate of her husband was seized and possessed during coverture, which is one-third of $60,755.35 or $20,251.75 instead of $15,945.28 as is shown by "Myron B. Bickers—Supplementary Distribution" "-3-".

(8) Christine Melvin Bickers, the widow of Myron B. Bickers, should be paid interest by the Executor on the aforementioned sum from June 24, 1953 for the said Executor still retains and has possession of all the funds which are charged properly to the dower of the said widow's one-third interest in the real estate of Myron B. Bickers.

(9) The said Christine Melvin Bickers should receive interest from the executor on her distributive share of the estate of Myron B. Bickers from the personal property, from June 24, 1953 to the time of distribution.

(10) The Schedules as submitted by the Shenandoah Valley National Bank as Executor and Trustee u/w Myron B. Bickers do not show whether this is a final scheme of distribution.

CHRISTINE MELVIN BICKERS
By .....
Counsel.

* * * * *

page 85 }

* * * * *

Filed in Clerk's Office of Corporation Court for City of Winchester, Va.: February 7th 1958.

P. J. MARSHALL, Clerk.

* * * * *

page 87 } Affidavit of Howard A. Holland, Trust Officer of the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, made in support of their claim to a commission for their services as Executor of the Estate of Myron Bray Bickers equal to five per cent of the receipts, including receipts for sale of all personalty, receipts from insurance, and receipts from real property

sold and five per cent of the appraised value of property not sold.

page 88 } State of Virginia,
County of Frederick, to-wit:

On this 19th day of February, 1958, came Howard A. Holland in person before the undersigned Notary Public and made oath and deposed as follows:

I am Trust Officer of the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, and as such had under my care and custody the Estate of Myron Bray Bickers. I also had under my supervision all accounts with regard to said Estate and the general handling of said Estate.

The Estate consisted of various pieces of real estate, stocks, bonds, insurance, The Bickers Motor Company, household furniture and a wholly owned real estate corporation.

Real Estate Holding Corporation.

In regard to the real estate corporation, we found there were various annual tax returns missing, minutes were not kept, deposits were not segregated, and we could find no books setting forth the details concerning the corporation. It was necessary to prepare the missing returns, to request copies of various returns from the government, in order to study the business transactions of the corporation. We had made a thorough investigation of Mr. Bickers' papers in order to discover such records to no avail. Several sales of lots were made and after further study, it was decided it would be to the best interest of the estate and save taxes to liquidate the corporation, before affecting sale.

After dissolving the corporation, the property was put up for public auction, and the highest bid received was $36,000.00. We had announced prior to the auction that we reserved the right to reject any bids. We did reject the bid. After the public sale, we contacted five people who had appeared interested in the property prior to the auction and advised them that we would hold a private auction of the property. At the time given for the private auction, only two of the interested parties were present. The property was sold to one of these for $45,000.00. This sale was $9,000.00 above the best offer made at the public auction.

page 89 } The entire transaction regarding the real estate corporation was precarious from a tax standpoint

in that we did not have information concerning the details of Mr. Bickers' previous transactions.

Sale of House—222 Amherst Street.

The sale of 222 Amherst Street, Mr. Bickers' dwelling, was made six months after Mr. Bickers' death. During that time, we had to watch the upkeep of the property, affect repairs and interview various people concerning the sale. After many interviews, we sold the property at the inventory value of $27,500.00.

Real Estate on Route #522.

This property was divided into two parts. One part of approximately 15.53 acres was improved by a dwelling which had been partially completed by Mr. Bickers. Heat had only been installed in two rooms by means of floor furnaces. We considered various improvements to the property for the purpose of effecting a sale, but decided against any improvements due to the costs involved. After interviewing various people, we sold the property for $22,250.00 to a Mr. Smith. Mr. Smith moved into the property and three or four days after moving, he refused to complete the purchase, having made only a small down payment. He contended that the roof leaked, which was true. We decided that rather than become involved in a law suit, we would try to re-sell it and were finally successful in doing so. We sold it for $250.00 less than the original sale.

The property adjoining the improved property contained 23.43 acres and was unimproved, with part of it being marshland near Route #522. We attempted to sell the property to various people, visiting the property with prospective purchasers a number of times. We also rented this property for $50.00 for grazing.

The best offer received from any of the prospective purchasers was approximately $4,000.00. Later, Mrs. Claudine Lovett approached us and said she had a prospective purchaser for the property and asked if we would accept $9,000.00 net, which was the inventory value. We agreed. Mrs. Lovett sold the property for $9,500.00, which was paid to us, and we in turn paid her $500.00.

page 90

Land near Madison, Virginia

We still hold 21 acres of unimproved land near Madison,

Virginia. We have visited the property and obtained the services of two appraisers and have looked over the property with them in order to try to ascertain a fair value. At the present time, it appears best to hold an auction sale at Madison, Virginia. It contains very little timber, but quite a number of small trees that could be used for pulp.

Insurance Trust.

In connection with the insurance on the life of Mr. Bickers, we proceeded to take all the steps necessary to collect the insurance. In August, 1952, we collected from the Home Life Insurance Company $26,471.46. They disagreed with us on Mr. Bickers' age and contended that he was a year older than was set forth in the policies. We obtained information from Mr. Bickers' aunt who lives at Madison, Virginia and from her records, convinced them that the company was wrong.

In October, 1952, we received an additional amount of $1,034.00 because of this work.

It was necessary for us later on to defend the suit by Mrs. Bickers, whereby she claims that the trust was void, and that the proceeds of the insurance should be added to the estate.

This case was tried in the Court of Appeals and later application was made for a re-hearing. At the time of the re-hearing, we contacted various banks to persuade them to appear. I contacted some of the banks to try to get the bankers to intervene in the case.

page 91 } *Claim of Mrs. Pinnell.*

We defended in the Circuit Court against the claim made by Mrs. Frances Pinnell, which claim was appealed by Mrs. Christine Bickers. These suits have necessitated more complicated bookkeeping, as we had to keep separate books on the insurance money and the estate until we knew the outcome of the first suit and also a separate account of the real estate as we did not know how it was to be treated.

Our tax returns were complicated by the suit. We had to file a return upon the assumption that distribution would be made in accordance with the terms of the will. This had to be revised after the decision by the Court of Appeals. We filed both Federal and State returns. Both had to be re-computed after the final decission.

Furniture.

The will provided the furniture should be distributed equally between Mrs. Bickers and Mr. Bickers' children if an amicable agreement could be reached. Mrs. Bickers contended that an amicable provision could not be made, and that it would be necessary for us to sell the furniture at public auction. We rented a vacant room which was suitable for storing furniture and to allow the placing of the furniture so that the prospective buyer could examine it. We advertised the sale fully. We sold the furniture and realized a profit of $3,259.05 over inventory.

Bickers Motor Company.

One of the principal assets of the estate was the Bickers Motor Company. It consisted of good will of the business, second-hand automobiles and all types of accessories, parts and machinery. Mr. Bickers had completed a tentative sale of part of the business prior to his death. However, such sale did not include various accessories, used cars page 92 } and accounts receivable. It was necessary that we collect all accounts receivable and sell the accessories. In one case, we contacted a used car agency in Fredericksburg, Virginia and sold a group of eight cars, some in fair condition and some in bad condition. This type of sale was made because we thought we could secure a better price than we could if we sold them individually.

HOWARD A. HOLLAND.

Subscribed and sworn to before me this 19th day of February, 1958.

My commission expires Sept. 28, 1958.

VIRGINIA M. HOCKENSMITH
Seal Notary Public.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. February 20th 1958.

P. J. MARSHALL, Clerk.

* * * * *

page 98 } In the Corporation Court for the City of Winchester, Virginia:

May 26, 1958.

* * * * *

DECREE.

On the 28 day of April, 1958, came Christine Melvin Bickers, by her attorney, and the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, as Executor of the estate of Myron Bray Bickers, by counsel, and in person by its Trust Officer, Howard A. Holland, and the case having been set for hearing, and it appearing to the Court that the above two proceedings are both pending in this Court and both involve an estate, and that they should be combined, it is adjudged, ordered and decreed, upon motion of both counsel present, that the causes be henceforth combined and heard together.

The combined cases were then heard upon the exceptions of Christine Melvin Bickers filed January 28, 1958, to the Report of the Commissioner of Accounts for this Court heretofore filed in this case, wherein the accounts of the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, as Executor and Trustee under the will of Myron Bray Bickers, were stated and settled, and to the papers filed in this Court by the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, showing a scheme for the adjustment of the costs and expenses of administering the estate, and taxes, between the various beneficiaries, and upon the affidavit of the Shenandoah Valley National Bank with regard to its commissions, and the evidence of Howard A. Holland as Trust Officer of the Bank was taken.

The Court considering the pleadings, exceptions and the evidence, doth now adjudge, order and decree as follows:

page 99 } 1. Exception No. 1 of Christine Melvin Bickers is overruled, and the Shenandoah Valley National Bank of Winchester, as Executor of the estate of Myron Bray Bickers, is allowed a commission of five (5%) per cent upon all principal received, and five (5%) per cent upon all income received, to which ruling of the Court Christine Melvin Bickers excepts.

2. That as to Exception No. 2 of Christine Melvin Bickers, it being agreed by counsel for both parties that the Executor

had in its accounts charged a fee twice on an item of $1,000.00, and that, therefore, the Executor had taken a fee of $50.00 in excess of that to which it is entitled. Exception No. 2 is sustained and the fee claimed by the Executor is reduced by $50.00.

3. That Exception No. 3 of Christine Melvin Bickers is disallowed, to which ruling of the Court Christine Melvin Bickers excepts.

4. That as to Exception No. 4 of Christine Melvin Bickers, it appearing to the Court that it was to the best interests of the estate to pay to Claudine Lovett the sum of $500.00 for the sale of real property on Route #522, and that this was a reasonable expense, the said Exception is overruled and the said payment to Claudine Lovett by the Executor of $500.00 is allowed as a credit to the Executor in the settlement of its accounts.

5. As to Exception No. 5 of Christine Melvin Bickers, the attorney for Christine Melvin Bickers having stated in open court that upon investigation he has found that this payment was correct, the exception is overruled.

6. As to Exception No. 6, the Court finding that the items therein mentioned were proper expenses by the Trustee, and that the Executor now has all of the assets formerly in the hands of the Trustee, and that it is proper that these assets be reduced by the amounts of these expenses, the said Exception is overruled and the following items are allowed as credits to the Executor, to-wit:

July 26, 1955	Lewis Printing Company, one-half share invoice for copies of brief *re*: suit	$ 91.20
November 26, 1955	Lewis Printing Company, one-half cost of printing petitions in Supreme Court case	44.85
March 2, 1956	P. J. Marshall, Clerk, Court fee in *re*: suit	216.42

These items should be charged against the distributive shares of the children of Myron Bray Bickers.

page 100 } 7. That as to Exception No. 7 of Christine Melvin Bickers, the Court doth find and order as follows:

That the items of expenditures for which the Executor claims credit may be divided into six catagories, to-wit:

(a) Expenditures made for payment of debts contracted by the decedent.

(b) Expenditures made for upkeep of property prior to the date Mrs. Christine Melvin Bickers renounced.

(c) Expenditures made with regard to sale of property—costs of sale.

(d) Expenditures made for attorney fees—proportionate share allocatable to real property.

(e) Expenditures made as proportionate share of commissions to Executor.

(f) Expenditures made in payment of taxes—items including proportionate share chargeable to real property.

With regard to the above, the Court doth decide that items under (a) should be charged against the personal estate, and that the remaining items are proper charges against the assets received from the sale of real property, except that any items which were made for upkeep and which were not reasonably necessary for this purpose should be disallowed.

With regard to (d), (e) and (f), there should be charged against the real property the same percentage of the total amount of such expenditures as is found to be the percentage of the total proceeds from sale of real property to the total proceeds received by the entire estate from the sale of real and personal property.

That Christine Melvin Bickers excepts to the Court's ruling as to Exception No. 7.

Enter:

ELLIOTT MARSHALL, Judge.

H. K. Benham

The above decree was received and recorded May 26, 1958, Chancery Order Book 11, Page 223.

P. J. MARSHALL, Clerk
Corporation Court
Winchester, Va.

* * * * *

page 104 } In the Corporation Court for the City of Winchester, Virginia:

May 28, 1958.

* * * * *

ORDER.

These combined causes came on to be heard this 28 day of May, 1958, upon the papers formerly read and proceedings had, whereupon it was ordered that the following be made part of the record and filed with the papers in this cause, to-wit:

1. Memorandum filed on behalf of Christine Melvin Bickers, dated March 22, 1958, consisting of twenty pages;
2. Memorandum in support of contention of the executor with regard to Exceptions 8 and 9 of Christine Melvin Bickers to report of the Commissioner of Accounts, consisting of six pages;
3. Copy of agreement between Christine Melvin Bickers and the Shenandoah Valley National Bank as Executor of Myron Bray Bickers, dated October 17, 1952;
4. Copy of deed of January 20, 1953, from Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, Executor of the Estate of Myron Bray Bickers, to Fannie W. G. Wright;
5. Copy of letter from H. K. Benham to A. Garland Williams, dated July 31, 1953;

page 105 } 6. Copy of letter from A. Garland Williams to H. K. Benham dated August 6, 1953;

7. Copy of letter from A. Garland Williams to Harry K. Benham dated August 11, 1953.
8. Signed copy of letter from Howard A. Holland, Trust Officer of Shenandoah Valley National Bank of Winchester, Va. to Mrs. Christine M. Bickers dated December 3, 1953.

Enter:

ELLIOTT MARSHALL, Judge.

* * * * *

page 106 } July 31, 1953.

A. Garland Williams, Esq.
Attorney at Law
Berryville, Virginia

Re: Bickers Estate.

Dear Garland:

The bank will make a distribution in the above estate of $3,500.00 to each of the beneficiaries.

I am writing to ask whether or not you wish to accept such a distribution for your client or wish to wait until after the case is settled, when your client's rights are determined.

I am informed that Bicker's daughter who is in Europe, has filed an answer or made some form of appearance in the case through an attorney in Richmond.

Very truly yours,

H. K. BENHAM.

HKB:jh

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. May 28th 1958.

P. J. MARSHALL, Clerk.

page 107 } A. GARLAND WILLIAMS

Law Offices

Berryville, Virginia

August 6, 1953.

Harry K. Benham, Esq.,
Winchester,
Virginia

Dear "H":

I shall write you on the 10th of August, concerning your letter of July 31, 1953, of the distribution in the estate of Myron B. Bickers.

Very truly yours,

A. GARLAND WILLIAMS.

agw/ap

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. May 28th 1958.

P. J. MARSHALL, Judge.

page 108 } A. GARLAND WILLIAMS

Law Offices

Berryville, Virginia

August 11, 1953.

Harry K. Benham, Esq.
Attorney at Law
Winchester, Virginia

Re: Estate of Myron B. Bickers

Dear "H":

Mrs. Bickers is of the opinion that a partial distribution of the above Estate at this time would be improper until the rights of the parties have been determined.

With very kind personal regards and good wishes to you, I am

Sincerely yours,

A. GARLAND WILLIAMS.

agw/vr

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. May 28th 1958.

P. J. MARSHALL, Judge.

page 109 } Established 1866

SHENANDOAH VALLEY NATIONAL BANK

of Winchester, Va.

December 3, 1953.

Mrs. Christine M. Bickers
Care of A. Garland Williams, Esq.
16 North Church Street
Berryville, Virginia

Dear Mrs. Bickers:

A further partial distribution relative to the interest in the Myron Bray Bickers Estate has been approved in the amount of $4,500.00 to the beneficiaries who receive their interest outright.

We request a reply by your signature on the accompanying copy of this letter as to whether you wish this partial distribution made to you at this time. Acceptance of this will be made on the basis of your promise to refund any amounts due to the estate which represent overpayment of the final amount due. While we do not think any such refund will be necessary we have to make this statement because of the fact that we cannot, at this time, determine all the expenses that might be assessable against the estate or the prices which will be received from the remaining interest in real estate.

With kind regards,

Sincerely yours,

HOWARD A. HOLLAND
Trust Officer.

HAH:MMB

Partial payment is requested _____
Partial payment is not requested. _____

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. May 28th 1958.

P. J. MARSHALL, Judge.

* * * * *

page 137 }

* * * * *

EXHIBIT 1.

* * * * *

page 139 } THIS AGREEMENT made and entered into this 17th day of October, 1952, by and between The Shenandoah Valley National Bank of Winchester, Executor of the estate of Myron B. Bickers, Deceased, party of the first part, and Christine Melvin Bickers, party of the second part.

WHEREAS, Myron B. Bickers died on the 15th day of June 1952, a resident of the City of Winchester, Virginia, survived by his widow, Christine Melvin Bickers: and

WHEREAS, Myron B. Bickers was seized and possessed of a large estate consisting of real and personal property: and

WHEREAS, certain provisions were made in the last will and testament of the said Myron B. Bickers for his widow, Christine Melvin Bickers: and

WHEREAS, Christine Melvin Bickers has not yet determined whether to take under the will or to renounce said will and claim her dower rights: and

WHEREAS, The Shenandoah Valley National Bank of Winchester has duly qualified as Executor of the Estate of the said Myron B. Bickers: and

WHEREAS, the party of the first part has sold a portion of the land owned by the late Myron B. Bickers, with improvements thereon, located near Sunnyside, to Ernest F. Smith: and

WHEREAS, Ernest F. Smith has refused to consummate said sale and it is necessary to bring a suit for specific performance to compel the execution of the contract: and

WHEREAS, both of the parties hereto agree that it is to the interest of the estate to sell said property to Ernest F. Smith: and

WHEREAS, it is considered advisable that the parties hereto prepare a deed, duly executed, conveying said property to Ernest F. Smith and file said deed in the papers in this cause: and

page 140 } WHEREAS, the parties hereto agree that said sale is to be without prejudice to either of the parties hereto, or to the devisees and legatees under the will of the late Myron B. Bickers, or to the heirs and distributees of any portion of the estate of Myron B. Bickers not covered by said will, with respect to the proceeds arising from said sale or with respect to any other portion of the estate of Myron B. Bickers;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH that, in consideration of the foregoing, the party of the second part agrees to join in the execution of said deed and both parties hereto agree that this shall in any way be construed to the prejudice of either of the parties hereto, or of the devisees and legatees under the will of the late Myron B. Bickers, or of the heirs and distributees of any portion of the estate of Myron B. Bickers not covered by said will, with respect to the proceeds arising from said sale or with respect to any other portion of the estate of Myron B. Bickers.

WITNESS the following seals and signatures:

SHENANDOAH VALLEY
NATIONAL BANK OF WINCHESTER, Executor of the estate of Myron B. Bickers, Deceased
/s/ By HAROLD G. BROWN
President.

Attest:

ROBERT D. GLAIZE, Cashier /s/

/s/ CHRISTINE MELVIN BICKERS

State of Virginia,
County of Frederick, to-wit:

I, Irene H. Clark, a Notary Public in and for the State and County aforesaid, hereby certify that Harold G. Brown and Robert D. Glaize, President and Cashier, respectively of the Shenandoah Valley National Bank of Winchester, whose names are signed to the foregoing and
page 141 } annexed agreement bearing date the 17th day of October, 1952, have personally appeared before me and acknowledged the same in my State and County aforesaid.

My commission expires August 17, 1953.
Given under my hand this 21st day of October, 1952.

/s/ IRENE H. CLARK
Notary Public.

State of Virginia,
County of Clarke, to-wit:

I, Virginia M. Royston, a Notary Public in and for the state and County aforesaid, hereby certify that Christine Melvin Bickers, whose name is signed to the foregoing and annexed agreement bearing date the 17th day of October, 1952, personally appeared before me and acknowledged the same in my State and County aforesaid.

My commission expires July 22, 1956.
Given under my hand this 17th day of October, 1952.

/s/ VIRGINIA M. ROYSTON
Notary Public.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va. May 28th 1958.

P. J. MARSHALL, Clerk.

page 142 } THIS DEED, made this 20th day of January, 1953, between Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, executor of the estate of Myron Bray Bickers, Deceased, of the one part, hereinafter called the Grantor, Fannie W. G. Wright, of the second part, hereinafter called the Grantee, and Christine Melvin Bickers, widow, of the other part, hereinafter called the Widow.

WITNESSETH: That for valuable considerations the Grantor does grant unto the Grantee, with special warranty of title, all of that certain lot of land, together with all rights, apurtenances and privileges thereunto belonging, situate on the North side of Amherst Street in the City of Winchester, Virginia fronting 57 feet, more or less, on Amherst Street, and running back from said street with an even width for a distance of 162 feet, more or less, and being the same property that was conveyed by R. Gray Williams and wife to Susan Reid Stuart by deed dated October 28, 1941, and of record in the office of the Clerk of the Corporation Court of the City of Winchester, Virginia, in Deed Book 63, at page 277, and being the same property that was conveyed by Susan Reid Stuart to Myron B. Bickers by deed dated May 1, 1946, and of record in said Clerk's Office in Deed Book 68, page 92.

The Grantor is acting under the will of the said Myron Bray Bickers, which will is of record in said Clerk's Office in Will Book 21, at page 418.

A reference is now made to the aforesaid deeds and will, and to the references therein contained, for a more particular description of the property hereby conveyed.

The Widow has not as yet elected whether she will take under the will of the said Myron Bray Bickers or renounce the will and claim her marital rights, but has agreed to sign this deed for the purpose of releasing all of her interest in this property, however she may have acquired or may acquire it. Now, therefore, the Widow does grant and convey unto the Grantee all of her right, title and interest in the property, now or in the future, but it is understood that she makes no election by signing this deed, nor does she release her rights in and to any of the proceeds from this sale.

page 143 } WITNESS the following signatures and seals:

SHENANDOAH VALLEY NATIONAL BANK OF WINCHESTER, AT WINCHESTER, VIRGINIA, EXECUTOR OF THE ESTATE OF MYRON BRAY BICKERS, DECEASED.

By .....
Trust Officer.

.....
Cashier, Attesting seal of Bank

..... (Seal)
Christine Melvin Bickers.

State of Virginia,
County of Frederick, to-wit:

I, ..., a Notary Public of and for the County of Frederick in the State of Virginia, do certify that Howard A. Holland and Robert D. Glaize, Trust Officer and Cashier, respectively, of the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, Executor of the estate of Myron Bray Bickers, Deceased, whose names are signed to the foregoing instrument, bearing date of January ...., 1953, have this day acknowledged the same before me in my County aforesaid.

My commission expires .....
Given under my hand this .... day of January, 1953.

.....
Notary Public.

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va., May 28th 1958.

P. J. MARSHALL, Clerk.

page 144 } December 10, 1952.

Henry H. Whiting, Esq.
Attorney at Law
Winchester, Virginia

Dear Henry:

Enclosed herewith is the Deed which has been signed by Mrs. Bickers.

Your attention is called to the fact that I have never received the three cancelled Deeds which Mrs. Bickers executed prior to this date. You understand this Deed is delivered to you with the understanding that the aforementioned Deeds are to be returned to me, and that Mrs. Bickers, by executing this new Deed has not surrendered her claim to any interest in the proceeds from the sale of this real property described in said Deed, dated December 9, 1952,

between the Shenandoah Valley National Bank of Winchester, Executor of the Estate of Myron B. Bickers, deceased, Ernest F. Smith and Viola G. Smith, his wife, and Christine Melvin Bickers.

With very kind personal regards and good wishes to you, I am

Sincerely yours,

A. GARLAND WILLIAMS.

Enc.
Deed

AGW/vr

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va., May 28th 1958.

P. J. MARSHALL, Clerk.

page 145 } December 5, 1952.

Mr. Howard A. Holland, Trust Officer
Shanandoah Valley National Bank
Winchester, Virginia

Dear Mr. Holland:

At the instance of Mr. Henry H. Whiting, Esq., of Winchester, Virginia, I enclose herewith two Deeds from the Shenandoah Valley National Bank of Winchester, Executor of the Estate of Myron B. Bickers; one to Ernest F. Smith and the second to Ernest F. Smith and Viola G. Smith, his wife, for that certain tract of land, containing 15.53 acres, situated on the Southwest side of the Northwestern Grade, near Sunnyside, in Stonewall Magisterial District, Frederick County, Virginia.

Christine Melvin Bickers, widow of the late Myron B. Bickers, has executed these two separate Deeds.

As I understand from Mr. Whiting, one of these Deeds will be used as of Saturday morning by delivery to either Mr. Smith, or to Mr. Smith and his wife. I request that you

cancel the one which is not used and return the same to me.

However, it is understood that Mrs. Bickers joins in this Deed for the sole purpose of relinquishing her dower in the form of the real property as it is now, but not in the proceeds from the sale of the same if she chooses to renounce the Will of Myron B. Bickers.

Very truly yours,

A. GARLAND WILLIAMS.

Enc.
Deed

agw/vr

9/15/58.

ELLIOTT MARSHALL, Judge.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va., May 28th 1958.

P. J. MARSHALL, Clerk.

* * * * *

page 149 } In the Corporation Court for the City of Winchester, Virginia:

July 21, 1958.

* * * * *

DECREE.

These combined causes came on to be heard this 21 day of July, 1958, upon the papers formerly read and proceedings had, upon the settlements of the accounts of the Shenandoah Valley National Bank filed with the Clerk of this Court, upon the original and supplemental schemes for distribution of the Estate of Myron Bray Bickers, and for the adjustment of costs and expenses of administering the estate of Myron Bray Bickers between the various beneficiaries, and between the proceeds received from the sale of the personal and real property, and for apportioning and adjusting taxes between the beneficiaries and between the proceeds from personal

assets and real assets; upon the evidence taken before the Court on the 28th day of April, 1958, *ore tenus;* upon the exceptions to said scheme and supplemental scheme made by Christine Melvin Bickers; upon the papers ordered made a part of the record by decree of this Court dated May 28, 1958, and the Court having heretofore decided the first 7 exceptions to the said scheme of apportionment and distribution, and having reserved for further consideration exceptions 8, 9 and 10 of Christine Melvin Bickers, and the Court having considered these exceptions, and being of the opinion that the executor should not be charged with interest on the amounts held by it in this estate, it is adjudged, ordered and decreed that:

page 150 } 1. Exceptions 8, 9 and 10 of Christine Melvin Bickers be disallowed;

2. No interest be charged against the executor on any of the assets held by it;

3. One-third of the income received by the executor from the invested assets of the estate of Myron Bray Bickers be distributed to Christine Melvin Bickers;

4. *Shenandoah Valley National Bank of Winchester,* at Winchester, Virginia, be appointed trustee to hold the interest of Christine Melvin Bickers in the proceeds from the sale of the real property of the estate, which proceeds shall be forthwith delivered to *Shenandoah Valley National Bank of Winchester, at Winchester,* Virginia, as trustee by the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, Executor under will of Byron Bray Bickers;

5. During the life of Christine Melvin Bickers the said fund shall be invested and reinvested by the trustee and the net income paid to Christine Melvin Bickers;

6. Upon the death of Christine Melvin Bickers the corpus of said trust shall be divided equally between Barbara Bickers, Betty Bickers O'Meara, Frances B. Pinnell, and the Shenandoah Valley National Bank of Winchester, at Winchester, Virginia, as Trustee for Jane Bickers Gilmartin;

7. The executor shall forthwith make final distribution of the estate of Myron Bray Bickers in accordance with its original and supplemental schemes for the distribution of said estate, except as such schemes of distribution may be modified by decrees of this court;

8. Upon the final distribution of the estate, said executor do make final settlement of its accounts before the Commissioner of Accounts of this Court.

To this action of the Court Christine Melvin Bickers objects and excepts.

Enter:

ELLIOTT MARSHALL, Judge.

* * * * *

page 151 }

* * * * *

NOTICE OF APPEAL.

This is notice that Christine Melvin Bickers, will apply to the Supreme Court of Appeals of Virginia, or to one of the Justices of the Supreme Court of Appeals of Virginia, for an Appeal from the Decrees of the 21st day of July, 1958, and April 28, 1958, in this cause.

A. GARLAND WILLIAMS,
Counsel for Christine Melvin Bickers.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va.: September 15th 1958.

P. J. MARSHALL, Clerk.

* * * * *

page 154 } In the Corporation Court of the City of Winchester, Winchester, Virginia September 17, 1958.

* * * * *

DECREE.

This cause came on to be heard this 17 day of September, 1958, upon the papers formerly read and the preceedings had; and,

It appearing to the Court that by its order of the 28th day of May, 1958, wherein it directed that copies of certain papers in this cause be made a part of the record, it was *inadvertnly* omitted that a copy of the letter of A. Garland Williams, Esquire, addressed to Mr. Howard A. Holland, Trust Officer,

Shenandoah Valley National Bank dated December 5, 1952; and a letter dated December 10, 1952, from A. Garland Williams, Esq., addressed to Henry H. Whiting, Esq., Attorney at Law, Winchester, Virginia, be made a part of the record; and,

It is ordered and Decreed that the aforementioned letters be made a part of the record and filed with the papers in this cause as of May 28, 1958; and,

This Decree is entered *nunc pro tunc,* as of May 28, 1958.

Enter.

ELLIOTT MARSHALL, Judge.

* * * * *

page 155 }

* * * * *

ASSIGNMENTS OF ERROR.

1. The Court erred in that part of its Decree of April 25, 1958, wherein it overruled the Exceptions "(1) and (3)" of Christine Melvin Bickers to "The Supplementary Schedule" with other schedules filed January 27, 1958, by the Shenandoah Valley National Bank of Winchester, as Executor and Trustee under the Will of Myron B. Bickers, for;

(A) The commissions taken by the Shenandoah Valley National Bank of Winchester as Executor are excessive when the value of the estate is considered, the amount of work and the result obtained; and,

(B) The Executor should not pay itself commission before the distribution of the estate; and on all such sum or sums of commissions paid to itself as commissions before final distribution of the estate, it should be charged interest, Namely:

Interest from December 28, 1953; on $5,300.00
Interest from June 30, 1954; on $2,091.52
Interest from June 13, 1953; on $338.38

to the date of final distribution.

The Court erred in its part of the Decree of July 21, 1958, wherein it overruled Exceptions "(8), (9), & (10)" of Christine Melvin Bickers, for:

(A) Christine Melvin Bickers, the widow of Myron Bray

Bickers, should be paid interest by the said Executor on one-third (1/3rd) of all fund or funds received by the
page 156 } Executor from the sale of real estate of which Myron Bray Bickers died seized and possessed; (said fund or funds subject to all proper cost of settlement) to July 21, 1958; and,

(B) The said Christine Melvin Bickers should receive interest from the Executor on her distributive share of the Estate of Myron Bray Bickers from the personal property, from June 24, 1953, (June 24, 1953, being one year from the date the Shenandoah Valley National Bank of Winchester, at Winchester, qualified as Executor of the Estate of Myron Bray Bickers), the respective dates of distribution; and,

(C) The Court should have required the said Executor to show whether Schedules submitted is a final scheme of distribution.

A. GARLAND WILLIAMS,
Counsel for Christine Melvin Bickers.

Filed in Clerk's Office of Corporation Court for City of Winchester, Va.: September 18th 1958.

P. J. MARSHALL, Clerk.

* * * * *

A Copy—Teste:

H. G. TURNER, Clerk.

INDEX TO RECORD

	Page
Appeal Awarded	1
Record	2
Christine Melvin Bickers *v.* Shenandoah Valley National Bank of Winchester, Executor, etc., et al., Record No. 4356	3
Bill of Complaint	3
Order	4
Demurrer	5
Decree	5
Notice of Appeal and Assignment of Error	6
Christine Melvin Bickers *v.* Frances Yager Bickers Pinnell, et al., Record No. 4689	8
Exceptions to Commissioner's Report	9
Order Overruling Exceptions	10
Notice of Appeal and Assignments of Error	11
Christine Melvin Bickers *v.* Shenandoah Valley National Bank of Winchester, Executor of Myron Bray, Record No. 4979	12
Schedule A	13
Schedule B	14
Schedule C	15
Schedule D	16
Schedule E	18
Schedule F	21
Schedule G	27
Schedule H	36
Schedule I	38
Schedule J	39
Schedule K	40
Schedule A	46
Schedule B	47
Schedule C	50
Schedule D	52
Schedule E	54
Schedule F	58
Supplementary Schedule E	72
Supplementary Schedule F	73
Supplementary Schedule G	74
Supplementary Schedule H	81
Supplementary Schedule I	82
Supplementary Schedule J	83
Supplementary Schedule K	84
Supplementary Schedule E	89
Supplementary Schedule B	92

Supplementary Schedule F 94
Exceptions of Christine Melvin Bickers 110
Affidavit of Howard A. Holland 111
Decree—May 26, 1958 116
Order—May 28, 1958 118
Letter to A. Garland Williams from H. K. Benham dated July 31, 1953 119
Letter to Harry K. Benham from A. Garland Williams dated August 6, 1953 120
Letter to Harry K. Benham from A. Garland Williams dated August 11, 1953 121
Letter to Mrs. Christine M. Bickers from Howard A. Holland dated December 3, 1953 122
Exhibit 1 123
Deed 125
Letter to Henry H. Whiting from A. Garland Williams dated December 10, 1952 127
Letter to Howard A. Holland from A. Garland Williams dated December 5, 1952 128
Decree—July 21, 1958 129
Notice of Appeal 131
Decree—September 17, 1958 131
Assignments of Error 132

RULE 5:12—BRIEFS

§1. Form and Contents of Appellant's Brief. The opening brief of appellant shall contain:

(a) A subject index and table of citations with cases alphabetically arranged. The citation of Virginia cases shall be to the official Virginia Reports and, in addition, may refer to other reports containing such cases.

(b) A brief statement of the material proceedings in the lower court, the errors assigned and the questions involved in the appeal.

(c) A clear and concise statement of the facts, with references to the pages of the printed record when there is any possibility that the other side may question the statement. When the facts are in dispute the brief shall so state.

(d) With respect to each assignment of error relied on, the principles of law, the argument and the authorities shall be stated in one place and not scattered through the brief.

(e) The signature of at least one attorney practicing in this Court, and his address.

§2. Form and Contents of Appellee's Brief. The brief for the appellee shall contain:

(a) A subject index and table of citations with cases alphabetically arranged. Citations of Virginia cases must refer to the Virginia Reports and, in addition, may refer to other reports containing such cases.

(b) A statement of the case and of the points involved, if the appellee disagrees with the statement of appellant.

(c) A statement of the facts which are necessary to correct or amplify the statement in appellant's brief in so far as it is deemed erroneous or inadequate, with appropriate references to the pages of the record.

(d) Argument in support of the position of appellee.

The brief shall be signed by at least one attorney practicing in this Court, giving his address.

§3. Reply Brief. The reply brief (if any) of the appellant shall contain all the authorities relied on by him not referred to in his opening brief. In other respects it shall conform to the requirements for appellee's brief.

§4. Time of Filing. As soon as the estimated cost of printing the record is paid by the appellant, the clerk shall forthwith proceed to have printed a sufficient number of copies of record or the designated parts. Upon receipt of the printed copies or of the substituted copies allowed in lieu of printed copies under Rule 5:2, the clerk shall forthwith mark the filing date on each copy and transmit three copies of the printed record to each counsel of record, or notify each counsel of record of the filing date of the substituted copies.

(a) If the petition for appeal is adopted as the opening brief, the brief of the appellee shall be filed in the clerk's office within thirty-five days after the date the printed copies of the record, or the substituted copies allowed under Rule 5:2, are filed in the clerk's office. If the petition for appeal is not so adopted, the opening brief of the appellant shall be filed in the clerk's office within thirty-five days after the date printed copies of the record, or the substituted copies allowed under Rule 5:2, are filed in the clerk's office, and the brief of the appellee shall be filed in the clerk's office within thirty-five days after the opening brief of the appellant is filed in the clerk's office.

(b) Within fourteen days after the brief of the appellee is filed in the clerk's office, the appellant may file a reply brief in the clerk's office. The case will be called at a session of the Court commencing after the expiration of the fourteen days unless counsel agree that it be called at a session of the Court commencing at an earlier time; provided, however, that a criminal case may be called at the next session if the Commonwealth's brief is filed at least fourteen days prior to the calling of the case, in which event the reply brief for the appellant shall be filed not later than the day before the case is called. This paragraph does not extend the time allowed by paragraph (a) above for the filing of the appellant's brief.

(c) With the consent of the Chief Justice or the Court, counsel for opposing parties may file with the clerk a written stipulation changing the time for filing briefs in any case; provided, however, that all briefs must be filed not later than the day before such case is to be heard.

§5. Number of Copies. Twenty-five copies of each brief shall be filed with the clerk of the Court, and at least three copies mailed or delivered to opposing counsel on or before the day on which the brief is filed.

§6. Size and Type. Briefs shall be nine inches in length and six inches in width, so as to conform in dimensions to the printed record, and shall be printed in type not less in size, as to height and width, than the type in which the record is printed. The record number of the case and the names and addresses of counsel submitting the brief shall be printed on the front cover.

§7. Effect of Noncompliance. If neither party has filed a brief in compliance with the requirements of this rule, the Court will not hear oral argument. If one party has but the other has not filed such a brief, the party in default will not be heard orally.

CLERK
SUPREME COURT OF APPEALS
RECEIVED
MAY 25 1959
RECEIVED
RICHMOND, VIRGINIA