

144

Item 6th I desire that the portion of my Estate that the heirs of Martha & Ernest dead may be entitled to retained by my Executor for their support until a guardian or agent appointed by law to receive the said I desire also the amount coming to my son David C. Malone be held by my Executor in trust for the benefit of said David C. Malone to be given to him as said Executor shall think proper and lastly, I nominate and appoint my son Isaac Malone Executor of this my last will and Testament in testimony whereof I have hereunto set my hand and seal this November the 9th 1855

In the presence of Samuel C. Malone
W. S. Bates
George W. Shunday

Barren County Court Set
November Term 1855

The foregoing writing purporting to be the last will & Testament of Samuel C. Malone dead was produced in Court and read and found to be the last will & Testament of said Samuel C. Malone and being subscribed thereto whereupon the same & the bequest was ordered to be recorded as the true last will and Testament of Samuel C. Malone dead.

Attest

Maris Locknell C. D.

In Read will

I Joseph Read do make this my last will & Testament in manner and form following that is to say.

1st I desire that all my just debts and funeral expenses be paid
2^d I give to my wife Mary Read one

145

more called Boney and common mile yeasting one cow and one pig and her calf (her own stock) five sheep her bedstead bed furniture fifteen dollars in money and all the household furniture that she brought here for her to do as she please with also one bears provision I likewise give her one negro boy called Bill to be hers during her lifetime at her death (if the boy Bill is living) he is to revert to my Estate that sold by my Exec. for here-
in after named and the proceeds distributed in the same manner. Thereafter direct to be done with the balance of my real estate I also give to my said wife a portion of the Magnesian tract of land beginning on Hickory Trees South East corner of the tract - run thence to the Spring including that on the north side of the Columbia River thence down the spring branch to where the path leading from here crosses the same thence to Fairbenths corner a Hickory and two Pines where my Shark land also corners if she remains a widow and will live upon it I give all the land down on the East side of the lines specified above but if she should marry or refuse to live upon it in either of those cases it is to return to my Estate and be as my other lands I also direct her devise that my Executor do out of my Estate have the Brick House that is on the land separated so as to make it comfortable for her if she remains and if at her death it is to be disposed of in the same manner I hereafter direct my other lands to be
3^d I give to my son Joseph Read my Shilley Tract of land Mrs. Adley holds my notes which will fall due at different periods for three hundred dollars and James Hilley my verbal promise for forty dollars which notes promise is for the Balance

of the Payments for said Land provided my son Joseph ~~has~~ not pay the before named sum as they become due and my Estate has it to pay he is to be charged, herewith apart or as the case may be upon a final distribution of my Estate

I give to the Descendants of my daughter Margaret Stark dec'd to wit Alexander Stark Molly Ann Stark Louisa Read Stark Joseph Stark & Samuel Quincy Stark my tract of Land called and known by the Stark Land and my said Grand Children is to be charged by way of Advancement upon a final settlement of my Estate & all their debts & claims Stark Land if he chooses live on the Land rent free until his children become of age if he does not my Executor to rent it out yearly for said Children benefit I give to my son Joseph Read and his heirs & assigns from time to time I give to my daughter Nancy Stark and her heirs & assigns of furniture and one cow and calf and one hundred dollars in money the money only to be taken in the account upon a final settlement of my Estate

My will & desire is that my six children to wit Jonathan Read Elizabeth Read James H Read Smith H Read Robert H Read and Ann Field Read shall live together in my mansion House until my youngest child becomes Eighteen years old and to enable them so to do leave them the Balance of my negro's after my death with gets Will also all the remainder of my Land also five work horses and two colts six milk cows and six heifers and three yearling calves and my stock of hogs after my wife's provision comes out all the balance of my sheep all the gear all my farming tools my wagon and its appendages and cart & oxen all my household & kitchen furniture except what may have been devised I wish my son James to have three months more schooling

and that Robert and Smith be sent to School until they get a reasonable Education I wish my son Jonathan to live on my place with his five Brothers and sisters above named and that he manage the hands and farm and that he see to the schooling of his brothers and to taking care of the plantations and that he receive a portion yearly of the crops raised to pay him good wages for his services I desire that my Executor as soon as possible to sell all the remainder of my personal property upon six months credit and to pay all my debts so soon as the money can be raised

At the time when my youngest child shall arrive at Eighteen years six children above named to have provided they continue on the farm out of my Estate each one be elected and furnished as near equal in value as can be fixed and that Jonathan have one horse worth \$50 and that Elizabeth James Smith and Robert have each a horse saddle & bridle at \$75 each and that the five above named have a cow and calf each and as the younger Boys become grown they are to have out of the proceeds of the farm each a broad cloth overcoat & a full suit of broad cloth besides

I give to my daughter Anfield \$50 to be laid out by my Executor for her benefit as she may need it

I give to the Descendants of my daughter Mahiah Stark dec'd to wit Elizabeth Ann Stark James Stark Frances Stark and John Stark the interest upon \$1000 to be put upon interest by my Executor the interest to be placed to their benefit as they may need it upon a final settlement the principal to go into the general division

I wish and so devise that my Executor when my youngest child shall become of age

448

Eighteen years old shall proceed to advertise and sell all my real Estate upon one two and three years credit except one girl suitable for that purpose I wish left ~~Windsfield~~ my afflicted daughter to wait on her while she lives at her death she is to be disposed of like the rest of my negroes and all Amfield's portion that remains after death to be equally divided among ~~est~~ my children and at the same time to sell all the personal Estate that may be on hand upon the usual credit and to make all necessary conveyances to the purchasers with the exception that if my wife is still living or that part of my land then and in that case at her death it is to be sold in like manner 13th

My will and desire is that all my children be made equal in the division of my estate each at a grand child is to receive the amount that their Mother would have received had they been living that my daughter Mary and her children to have no more of my Estate until the rest receive up to \$200 each except a 1st be charged with whatever he may have taken of paying the Dillons and if my Executor does not furnish my daughter Nancy with the hundred dollars that I have devised for him to do she is to be charged with that amount in the final Settlement

14th If in case the other children should marry or want to leave before the youngest child arrives at the age of 18 years and my wife Jonathan will continue to manage the business well for a portion of the crops nearly as set out in the 7th Provision he has the privilege notwithstanding some may leave. Upon the condition they break up and do not continue to live on the farm as devised my wish is that my executor forthwith take possession of the real & personal Estate property and sell agreeable to the instructions in the 12th Provision taking

449

care to carry out my will in the ninth Provision the same as if they had continued until the youngest child was eighteen years old

15th I hereby constitute and appoint my friend Stephens Balluff Executor of this my last will and Testament

16th My will and desire is that as soon as my Executor shall have satisfied as such that he will make deed of conveyance to the land I have by his will give my son Joseph and to the ~~children~~ ^{children} of my daughter Margaret Stark deed to get my wife to relinquish her right of dower in both tracts

17th I hereby revoke all other or former wills or Testaments by me made in this State whereof I have heretofore set my hand and affixed my seal this twenty seventh day of July in the year of our Lord 1847

Signed and acknowledged Joseph H. Line
in presence of
Jacob Bradley
James L. Brown
William Brown
Albert M. King

Whereas it has been sometime that my last will Testament was written and some changes had taken place I make this as a codicil to my will

1st The horse brunt I gave to my wife is dead I wish her to have a good young gentle mare and hogs enough to raise meat for her family also to make a change in the land I have heretofore laid off in the land devised to her her lifetime or widowhood the line to the line to be on the left above the spring designated running due South to the line running from W. B. Charlton down the Branch then go back to the beginning a north direction to the corner first designated my corner on the Edmund

457

ton road leading to Newfordsville at the corner of Lambert's fence carrying out the first principle of what I had devised in what I gave her

The Dilley land is now all paid for and if my son Joseph are not willing to come and live on it it is to be sold with my other lands but should he come and live on it he is to have half of the late purchase I made of Jefferson Carter splitting of it lengthways for which he is to account for \$350 out of his part

As I have saved out of a portion of my desire since the will was written for my son Robert having arrived at the age of my will required for distribution he said Robert is to have one year schooling and Daniel Quincy Stark my grand son to have two years schooling and one fully clothed or to work to be paid when he arrives at the age of twenty one years I wish him Quincy to live with some of my children until he becomes of age & they pay him a reasonable wage for his services

The land Daniel Starks is living on is to be sold by my Executor and pay to my Estate \$200 with interest from 1845 which I paid for said land and it is desired to me the interest is to be divided between all of my daughter Margaret children as there own property extra of my Estate the balance of the proceeds of the land is to go to Daniel Starks

15th all my children that has not had a horse 1st idle and saddle cow and calf bedstead & furniture bed and cow and pigs is have equal with those that have had

Staney Stark has had a negro girl worth \$400 which she is to have account from a final settlement division Jonathan & James bought my store at \$700 after

457

my act is taken out they are to account for the balance out of their portion

7th As there was \$29 belonging to each of my children belongs to there mother Jonathan James Stanley & John Starks children have had there \$29 all the rest is to have there \$29 before there is any division

8th All the children of my daughter Mariak shall have the interest of \$200 since 1845 to be equal with Margaret children the sale of the negroes shall be altered to the term of six or twelve instead of 1, 2 & 3 years as my executors may think best

9th If any of my children should die without bodily issue there portion of my Estate shall revert back to balance of my children or there children

10th after those few specified small legacies is given off I wish my son or daughter to be particular and carry out the principle of the foregoing well so as each one of my children shall have an equal portion of my Estate as soon as he may

11th I having heretofore appointed my friend Stephen Ratliff my Executor as my boy was young and not capable to execute this will I now constitute and appoint my two sons Jonathan Read & James Read Executors to this my last will & Testament and ask no security of them believing they will do justice in the case however should they attempt to neglect withhold or use any money for any other use than what it is intended for in that case they shall be bound to give good security immediately for their faithful performance in failing to do so it shall be taken out of there hands and put in my friend Stephen Ratliff hands

12th Elizabeth Barton has had her \$29 since the above was written

I take back all I have give to my grand son
Daniel Quinn Starks in foregoing will and
give him as follows And I give also fully
Saddle & bridle And suit of good cloths to
be bought out of a store and gear school-

ing
14 I give to my daughter Elizabeth One Colt
to her worth Forty Dollars up addition to
what is given to her in the foregoing will
I give to my son James H Read Forty
Dollars worth of Hogs & cattle & a good
Over Coat

16 I give to my son Robert Delea One
Colt & a half and a suit of good cloths out
of a store and a Over Coat

17 I give to Smith H Read One good Over
Coats

18 I have give to my daughter Elizabeth
Barton One negro girl worth three hund-
-ed and Sixty Five Dollars which she
is to accurm for in a division of my
estate with my other children I will
and desire that my negroes be divided
between my children and not sold

20 I give to my Grand daughter Amanda
J Matter the Land I bought from Wm
Mader in Missouri and she is to
account for the money I let her have with-
-out interest for which I hold Wm J
Masters Bond for

21 I give to my Grand daughter Milly
Ann Starks One cow saddled to her worth
Eighteen Dollars

22 after my children and grand children
get the property named above I will that
the balance of my estate be equally dividig
between my children or their lawfull heirs
as the will directs this 8th of Octr 1855

I acknowledge the whole of the foregoing will &

Testament to be my act & deed this 8th of Octr
1855

Set

Geo A Clark

Thomas E Smith

Daniel Starks

Joseph Read

Self

Barren County Court Set December Call
Term 1855

The foregoing writing purporting to
be the last will & Testament of Joseph
Read deed was produced in Court with
the codicils thereto attached and said will
was proven in due form of law by the Oaths
of Joel Bradley and Wm Brown subscribing
Witnesses thereto and the said Codicil was
proven in due form of law by the Oaths of
Geo H Smith & Geo A Clark subscribing
Witnesses thereto Whereupon the said was
Ordered to be recorded as the true last will
& Testament of said Joseph Read deed

Attest

Trans Lockridge Clerk

Witness
Geo

I George Wilson son of Barren County & State
of Kentucky do hereby make my last will
& Testament in manner and form
following that is to say

My will I desire is that my wife shall
enjoy all my Estate both real & personal
after my just debts are paid during her
widowhood to enable her to raise and edu-
-cate my children my Estate bequeered to
my children (after her dower is taken out
to be delivered to them when they are twenty
one years of age My will is that my lands
shall go to my children to be theirs during
their natural lives and at their death to
descend to their children if they should
have any

And I further declare & will