

was produced to said Court, at its March Term 1860, and offered for record. And the said will being duly proved by the oaths of T. Mitchell and Sarah Ann Mandello, subscribing witnesses thereto, and the codicil thereto duly proved by the oaths of M. L. Chrisman and Sarah A. S. Mandello, subscribing witnesses, to the said, the said instrument of writing was adjudged by the Court to be the ^{true} last will and testament of said Benj. Proctor, dec'd - and as such it was ordered to be recorded - which has been truly done in my office.

Given under my hand, this 24th day of March, 1860
Jas B. Zimmerman Clerk

Will of
J.C. McKay

I, John B. McKay, of the town of Danville, County of Boyle and State of Kentucky, do make and declare this instrument of writing to be my last Will and Testament

1. I desire all my property & estate, real and personal, to be converted into cash as soon after my decease as practicable, and to the interest of my estate; and for that purpose I hereby invest my Executor and Trustees hereinafter named with the legal title thereto, and empower him to make the proper conveyance or a sale by him. From this however, is excepted my household furniture of every description, which I give in fee to my beloved wife Martha absolutely.

2. With the proceeds of my estate my Executor & Trustees herein appointed is directed first to pay all just debts owing by me; and the balance then remaining on hands he is directed to loan out to good and solvent persons from time to time, taking care however in all cases to require ample security, either real or personal, for the payment of principal and interest and in no case to loan it either to my own or my wife's relations or any one of them.

3 The interest or profits of the sum so to be loaned out, after the proper compensation to the Executor and Trustees, he is directed annually to pay over to my wife Martha McKay during her life. It may be that the interest and profits aforesaid will not be sufficient for the decent and comfortable support of my wife; if so, she is at liberty to draw upon my Executor and Trustees, annually, for an amount of the principal of my estate, besides the interest & profits, not exceeding one hundred and fifty dollars - and in case of sickness or the occurrence of some extraordinary event, rendering it necessary, then for such a sum as is proper to meet and relieve that contingency. And upon the death of my wife, the balance then remaining and not disposed of as above I will and direct shall be equally divided amongst my brothers, Crook St. McKay, J. M. McKay, Samuel McKay, James McKay, and my sister

Melinda, Lucinda and Edith.

Lastly. I hereby constitute and appoint my friend Joshua T. Bell, Esq., Executor of this my will, and Trustee of my Estate, and for my wife, earnestly requesting that he will take upon himself the execution of the trusts herein created, and particularly to guard and protect the rights and interest of my wife, under this Will. And if the said Bell shall fail or refuse, at any time so to do, I request that a Trustee for my wife, shall, by proper proceedings, be appointed by the Boyle Circuit Court, of whom Bond will be required, and who shall be invested with the same power in regard to the loaning of the money of my estate and payment over to my wife, and under the same restrictions that said Bell is invested with. But no security, either as Executor or Trustee shall be required of the said Bell, as I have the most entire confidence in his integrity.

Done at Danville, this 9th day of March, 1860.
J. B. McKay.

Signed, sealed and published
in our presence.
M. L. Chrisman
Mary J. Bowman

State of Kentucky

Boyle County Court - May Term 1860

I, Jas B. Zimmerman, Clerk of the Boyle County Court do certify that the foregoing instrument of writing purporting to be the last will and testament of J. B. McKay, dec'd, was produced to said Court at its above named Term, and duly proved by the oaths of M. L. Chrisman and Mary J. Bowman the subscribing witnesses thereto; who testified that the same was signed and declared in their presence by the Testator, and that they witnessed the same in his presence and in the presence of each other, and at his instance and request - and that said Testator at the time was of sound and disposing mind and memory. Whereupon the said instrument of writing was adjudged by the Court to be the true last Will and Testament of said J. B. McKay, dec'd and as such it was ordered to be recorded - which has been truly done in my office, together with this Certificate

Given under my hand, this 22nd day of May 1860
Jas B. Zimmerman Clerk