

Heaven
will

Know all men by these presents
That I, Winford Heaton of the County of Boyle and State of Kentucky do hereby
by make this my last will and Testament. I will and bequeath to my daughter Emily
one dollar and this all that I wish her or her Heirs to have of my Estate. I will and be-
queath to my daughter Matilda one dollar and that is all that I wish her or her Heirs to
have of my Estate. I also will and bequeath to my son Levi my land where I now live
about four acres or ^{near} that amount which lays near Danville and in County and
State as aforesaid and also one Bed and furniture and ^{one} Bureau and Cupboard. I
also will and bequeath to my son Jackson one Bureau, one Bed and furniture.
I also give my servant girl named Sally which I wish to be hired out in Boyle
County and no where else where she is to be well treated and where she can be well
provided for and the amount of her Hire to be divided equally between my daughter
Emily and my two sons Levi and Jackson. So long as Sally may live I wish it
to be perfectly understood that she is not to be sold or taken or taken out of the County
as before stated. I wish it to be understood that the One Dollar that I will to my
daughter Emily has nothing to do with what she may hereafter get of the Hire of my
servant girl Sally nor either of the Boys no farther than I have stated above.

In which I now subscribe my name and fix my Seal this 4th day of
December 1853.

Test
William G. Moore
David Edmiston

Winford ^{His} Heaton
^{mark}

State of Kentucky

Boyle County Court - November Term - 1858

I, J. B. Zimmerman, Clerk of the County Court aforesaid do certify
that the foregoing instrument of writing purporting to be the last will and
testament of Winford Heaton deceased, was produced to the Court, at its
above Term, and proven by the deposition of W. G. Moore, one of the subscribing
witnesses thereto, who deposed that the same was signed in his presence
by the testatrix, and witnessed by him in her presence and at her instance
and request and that the said testatrix was, at the time of sound mind
and disposing memory. The signature of David Edmiston, the other sub-
scribing witness, was also proven by the Deposition of said Moore, who deposed
that the same was signed by Edmiston in his presence and in the presence of
the testatrix and at the instance and request of the latter. Whereupon said
writing was adjudged by the Court to be the true last will and Testament of Winford
Heaton and was ordered to be recorded. Which hath been truly done in my office. Given under
my hand this 16th day of November, 1858.
J. B. Zimmerman, C. C. C.

Witnessed
will

In the name of God, Amen
I, Sarah W. Witherspoon of the County of Boyle and State of Kentucky being of
sound mind, Memory, and understanding do make this my last will and
Testament in the words and figures following, to wit: (hereby revoking all former
wills by me heretofore made and declaring this only to be my last will and Testament)

First - I commend my soul to Almighty God who gave it, and my body to be buried
as my Executor and Children may direct. Second - I direct that all my just
debts and funeral expenses be paid by my executor herein after named.

Third -

Fourth - I will and bequeath to my said son Samuel the one undivided moi-
ety of all and singular my Estate, Real, Personal, and Mixed of every kind and des-
cription whatsoever to him and his heirs forever.

Fifth - I will and bequeath to my beloved daughter Margaret C. Taylor the other
equal and undivided moiety of my Estate, Real, Personal, and Mixed for and
during the Term of her natural life and no longer, to be held in Trust for the use and be-
nefit of herself and her children by the Trustee herein after named and for the uses
and purposes herein after mentioned.

Sixth - I do hereby constitute and appoint James S. Hopkins Esq.
Trustee for my said Daughter Margaret C. Taylor and do hereby vest in
him the legal title to all the property and estate herein above devised and bequeathed
to my said Daughter for the uses and purposes herein after mentioned, that is to say,
to take control of all the property hereby devised to my said Daughter for the use and
benefit of my said Daughter and her children and to use appropriate
and control the same in such manner as she may from time to time request
and direct and the said Trustee is hereby authorized and requested upon the
written request of my said Daughter to sell exchange or otherwise dispose of
the property hereby devised to her or any part thereof, whether real, personal
or Mixed, and to hold, use and dispose of the proceeds of the same
for the use and benefit of my said Daughter and her children in such
manner as my said ^{Daughter} may from time to time direct during her natural life.

Seventh - I farther will that after the death of my said Daughter all such
property as I have above devised to her or the proceeds thereof, I thereby devise to
the children of my said Daughter then living and their Heirs forever to be divi-
ded among them share and share alike upon their marriage or upon attaining the
age of Twenty one years and if either of the said children should die without issue
before attaining the age of Twenty one years that the share or interest of said
deceased child shall survive to his or her surviving Brothers and Sisters.
And if it shall so happen that in the division of my Estate or any part thereof
between my said son Samuel and daughter Margaret that it shall be-
come necessary to sell the same or any part thereof, my will is that it
be sold and the proceeds thereof be equally divided between my said son and daughter
her part to be vested in said Trustee for the benefit of my said Daughter during
her natural life - My farther will and desire is that in the event of its be-
coming necessary to sell the tract of land on which I now reside that my said
Trustee with the advice and consent of my said Daughter and her husband
shall invest her half of the proceeds thereof in the purchase of another
tract of land as a residence for my said son-in-law John Taylor and
Daughter Margaret C. Taylor to be held, used and occupied by my said
son-in-law and daughter during their natural lives and the life of the