

if so it is my will and desire, that at the death of my wife that 1st Tho^s. Simons Downton shall have the balance of all my land, together negro man Jo: to Tho^s. & Bob to Simons And if Tho^s. should Mary and does not wish to live with his mother I wish him to leave. One half of the land, to be taken on the south side of the Kumpoko road. And I also wish Simons to have a good Education, Collegiate one, if his health and intellect will permit. I now hereby constitute my wife & my son Tho^s my Executors to my last will, to be sworn in, but not bound, to give security. In Witness Whereby I set my hand and seal the day and date above written.

Tho^s. Downton

A Codicil to my last will. I wish my son Tho^s. Simons each to have, one bed, bedstead furniture and the residue of my Estate, after paying off the Legacies, Consisting of Negroes, Stock & all kinds with the household and kitchen furniture, shall be equally divided to my children that may be living, or their children, which division is not to take place, until the death of my wife, or marriage if that should happen, that she may have none of my Estate.

Tho^s. Downton

Boyle County Ky

The foregoing instrument of Writing purporting to be the last will and Testament of Thomas Downton dec^d together with the Codicil thereto annexed, was this day produced to me in my office, and ordered by the heirs of said decedent to be recorded, which is truly done. Given under my hand this 21st day of December 1846.

Att. Tho^s. P. Nichols Clerk

Wade M^r I, William Wade of the County of Boyle and State of Kentucky, do make and ordain this my last will and Testament hereby revoking all Wills by me heretofore made. First I will and desire that all my just debts be paid as soon as convenient, after my decease by my Executor hereinafter named.

175. Second, I give and devise to the Cumberland Presbyterian Presbytery, One hundred dollars to be applied to the use of the Perryville Seminary in such manner as they may think proper.

Third, I give and bequeath to my son Seneca M. Wade, One hundred acres of land, on the lower, or North Side of the tract, whereon I now live, to be laid off, by Commencing at such point in Rochester's line, as will by running East therefrom crop the dam forty feet above the upper part of the frame of the Saw Mill, and to make a point on the East side of the dam, at the end of said line, and from said point to run either North or South, as the case may require, so as by running East from said last mentioned point to my Eastern boundary line, will include the aforesaid quantity of One hundred acres, and for which he is to account for the sum of Two thousand dollars in a final distribution of my Estate. Also four hundred acres of my Knott land, on the West Side, for which he is to account at four hundred dollars. The residue of the tract of land on which I reside, I give to my beloved wife Maria, for and during her natural life, or widowhood, except that my daughter Mary Catharine Wade, is to live with her upon said land, and enjoy equal privileges. And upon the death or marriage of my said wife, I give and bequeath to my said daughter Mary Catharine, One hundred acres of the tract of land, I now live on, to be laid off in a convenient form so as to include the house I now live in. I also give to my said daughter Mary Catharine, One hundred acres of my Knott land, to be laid off, on the East Side of said tract, adjoining the land lately conveyed to James P. Mitchell, and upon a final distribution of my Estate, she is to account for the same tract at the Price of Two thousand dollars, and the Knott tract at One hundred dollars.

I also give to my said daughter Mary Catharine Two negro Slaves, which she now claims. One a girl named Delia and the other a boy named James Thomas. Children of Mary a woman now dead. I also give to my said daughter And the girl slave married Lucinda, daughter of a woman called Rhoda. I also give to my said daughter Mary Catharine five hundred dollars in money to be paid to her when she arrives at full age, but before my said daughter Catharine takes anything under this will she must convey by proper deed of Conveyance, to George Beswick his heirs or assigns, the tract of land of about One hundred and fifteen acres, which she inherited from her Mother, and which I have sold to said Beswick.

Fourth I will and desire, that as soon as convenient after the death or marriage of my wife, that the residue of the tract of land, whereon I live, shall be sold by my Executor, and the proceeds thereof, divided into two Moities, One Moity to be paid to my daughter Elizabeth Chapman if living, if she should be dead, at the time of such distribution, then my will is, that her portion, as well as what may hereafter will be to her to be paid to such other children, as may be living, and the heirs of such as may be dead, in equal proportions. The other Moity I will and bequeath to Paulina Muldrow, Edwin Muldrow, Susanna Muldrow, Margaret, Muldrow, Mary Muldrow, William W. Muldrow Hugh Muldrow, Children of my deceased daughter Rhoda W. Muldrow. And if any of said children should die before distribution, leaving heirs of their body, I will that the share of such deceased child, shall go to such heirs. If any should die without heirs of their body, then their share to go to the brothers and sisters of the one so dying. And any other Estate hereinafter named I devise to the Children of my said daughter Rhoda, I wish to happen like manner. Fifth As to the residue of my Slaves and personal Estate not herein disposed of, I now dispose of as follows. I wish the Slaves to be hired out from year to year by my Executor, and one third of the proceeds paid to my wife, as long as she remains my widow. But my Executor if he in his discretion thinks fit or if my wife desires it, may keep on the farm such portion of said Slaves, as may be thought necessary or profitable for the use of the family & my said Executor is not to be held to a strict accountability for so doing. My said Executor is hereby authorized at any time he may think proper to make sale of any number of my Slaves, by private sale, but he is not to sell any of the married Slaves so as to part them a distance from their Companions. And as I know that my said Executor will feel some delicacy in taking the responsibility in making such sale, he is at liberty to select one or more friends to aid him, with their Counsel and advice in making such sales. My Executor is also authorized to make sale of the personal Estate, or any part thereof, at any time he pleases and pay over one third of the proceeds to my wife. And in any event upon the death or marriage of my wife, my personal Estate & Slaves are to be sold (the Slaves privately as before stated). And out of the proceeds of the sale of my Slaves & personal property and other Estate, that will be in the hands of my Executor My daughter Elizabeth Chapman, and the Children of my deceased daughter Rhoda, are to be made equal with my son Seneca, M. Wade, and my daughter Mary Catharine Wade. My daughter Mary Catharine in such equalization is not to account for the three negro Slaves, and the five hundred dollars herein before bequeathed to her. And if there is any Estate left after equalization, it is to be equally divided among my Children, according to the foregoing provisions. If my daughter Mary Catharine Wade, should die without leaving heirs of her body I wish the Estate herein bequeathed to her to be divided among her brothers and sisters as follows. The five hundred dollars herein mentioned being the proceeds of land she inherited from her Mother, and two of the Slaves Tom, Delia and James Thomas I wish to be divided among Hugh Syme, Lillian or James S. Glickerson, & Elizabeth Jane Hoague, and the residue to be divided among my son Seneca M. Wade, Elizabeth Chapman & the Children of my daughter Rhoda, Muldrow. I hereby nominate and appoint my son Seneca M. Wade the sole Executor of this my last will and Testament with full power to sell the lands herein directed to be sold convey titles, as well as to do

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everything else necessary in the Execution of this will, and he is hereby requested to give to Artemas Porter a boy living with me a Common English Education if he remains in the place & behaves well, I wish him when he arrives at full age to have a good suit of clothes & horse & saddle out of my Estate. And as I have full Confidence in the honesty and integrity of my said son Seneca M. Wade, it is my request that he be permitted to qualify as my Executor without being required to give any bond or security - I further direct that any payments he may make to my daughter Elizabeth Chapman of the Estate herein devised to her, he shall make at such times, and in such amounts as he may in his discretion think proper, and as he may think her necessities or Comfort requires. I hold a note on John Muldrow for fifty dollars dated and due the 3^d day of September 1839. My will is that my Executor, shall not Collect it, but said Muldrow is directed to pay the same, with its interest to his children by my daughter Rhoda in equal proportions. If my wife prefers the sum of One thousand dollars to the devises herein made to her, she is at liberty to signify her choice to the County Court, at the time this will is offered for record. And the Court is requested to make an entry of such Selection on the Minute book, and if she elects to take said sum, then I will and bequeath to her One thousand dollars in her absolute right. And in such event all the property herein directed to be sold is directed to be sold immediately. And the said sum of One thousand dollars to be paid to her in One year after such sale takes place. And I further will and bequeath to my daughter Mary Catbarn a horse, saddle & bridle, and two beds & furniture and a bureau. In Testimony whereof I have hereunto set my hand and affixed my Seal, this 13th day of December 1846.

Witness

J. P. Mitchell

J. S. Gekerson

M. L. Caldwell

Wm. Wade (Seal)

State of Kentucky, Boyle County, 1st January Term 1847.

The foregoing Instrument of writing purporting to be the last Will and Testament of William Wade deceased, was produced in open Court, and proven by the oaths of James S. Gekerson and M. L. Caldwell, two of the Subscribing Witnesses thereto, and ordered to be recorded, which is truly done in my Office.

Attest

Thos. P. Nichols Clerk

Boyle County, Ky. Apr 28th 1846.

James E. T. Will
I, Elvira, Tibitha Gains of Boyle County, State of Ky. being of lawful age and sound mind, doth make this my last Will & Testament. It is my will and desire, that my dear Mother Susan Gains shall have my negro boy Wesley, and my riding mare, & my bureau & I will & desire that my sister Emily shall have my bed, furniture, and the balance of all my property to be equally divided among the balance of all my dear sisters and brothers.

N. B. I give unto Thalitha Gains my bride saddle

Test

Susan B. Dooney

Sal. L. Rice

Elvira T. Gains

State of Kentucky, Boyle County, 1st January Term 1847

The foregoing Instrument of writing purporting to be the last Will and Testament of Elvira T. Gains deceased was produced in open Court, and proven by the oaths of James S. Rice a Subscribing Witness thereto, who also proved

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the signature of Susan B. Dooney another Subscribing Witness to the same, to be genuine, ordered therefore that said Will be recorded, which is truly done in my Office.

Attest Thos. P. Nichols Clerk

Rochester's Will
The last Will and Testament of Sarah Rochester.

I Sarah Rochester of the Town of Danville, Boyle County Kentucky, do make and publish this my true, last Will and Testament, hereby revoking all others heretofore made by me. 1. Having heretofore given to my son James M. Rochester the tract of land on which he resides, known as the Rochester Springs, containing about 300 acres, and also five Slaves viz. Allen, Ned, Thomas, Patsy and Samuel but have executed no conveyance for the same, I now confirm said gift of said land & Slaves and devise the same with all the appurtenances connected with, and appertaining to said land, to the said James M. Rochester and his heirs forever. 2. I have heretofore given to my son John M. Rochester in money the sum of Four thousand, two hundred dollars, and also a Slave named Edmund. The same are confirmed to him, and I hereby devise and bequeath to said John M. Rochester and his heirs forever, an undivided interest of two thirds of the house and lot, in Danville which I purchased of Mrs. M. Ballertown, and also devise the equal to said John M. the following Slaves to wit, Jim, Willis & Rebecca. 3. I have heretofore conveyed by deed to my son Charles M. Rochester the tract of land, near tin Danville on which he resides, he having paid me Four thousand and two hundred dollars, which was paid over to my son John M. Rochester, as stated in the second clause of this Will, and have also given said Charles M. Rochester the following Slaves viz. John, Rev. Reuben Cardine & Child (Isabel) and Ellen, and have also given him the following tracts of Knob land, these in number to wit, first tract known as the "Jones tract" purchased by my deceased husband from and lying on the waters of White Oak Creek, and adjoining the lands of James Caldwell, second tract known as the Combs tract adjoining the first named tract, and contains about 150 acres third tract known as the Chustison place, adjoining the lands of J. P. Fisher and Sal. E. Gillespie, containing about one hundred twenty five acres, and lying on White Oak & Rolling Fork waters. Fourth known as the Sampson tract, containing about two hundred acres lying on the waters of the Rolling Fork and adjoining the lands of Gillespie, Henderson and Fields. Fifth known as the Barnes tract, containing one hundred acres adjoining the lands of J. P. Fisher & Dan. Geiser part of Balls Survey. All of which Knob lands is in the County of Boyle, but I have made no conveyances for them. I now confirm the gifts of said tracts to said Charles M. Rochester and devise the same to him and his heirs forever.

4. I devise my household and kitchen furniture of every kind to my son John M. Rochester

5. I devise the residue of my Estate of every kind and description to my three sons, James M. John M. & Charles M. Rochester to be equally divided among them and if either of them die their heirs to take their place in this residuary devise. 6. I appoint my three sons aforesaid Executors of this my last Will & Testament, and request and require the County Court, where this will may be proven to permit them to qualify, without any security in their official bond. In Testimony of all which and that I have made this my last Will & Testament, I hereunto Sign, Seal & publish the same, to be my last Will and Testament.

In presence of

June 18th 1846

Witnesses

John Jackson

Mrs. M. Ballertown

Sarah Rochester (Seal)

Codicil

It was my intention to devise to my son Charles M. Rochester one undivided third part of the house & lot in Danville, in on which I reside, the other two thirds having been devised to my son John M. Rochester, but