

I Daniel J. Stephens of Breckenridge County, being sick but of sound mind & disposing memory, make this my last will revoking all others.

Examine

Sec 1. I will and devise to my son James G. Stephens the tract of land on the Ohio, on which he resides containing about six hundred and seventy six, adjoining the lands of Duncan or Thomas Holt, I have heretofore given him slaves Charles & his wife Lorisa & her three children now in his possession which gift I hereby confirm, I also devise to him a negro girl or woman named Matilda & a man named Paul, I also devise to him 224 acres of land off my tract adjoining Brickly & to be laid off in suitable form adjoining Brickly's land.

Section 2nd I will and devise to my daughter Amanda Stephens Eight hundred acres of land including the farm & improvements on which I reside binding on the Ohio River & the lines of Thomas Holt so far out & up the river as to include the quantity, to be laid off off under the direction of Thos. Holt or Jefferson Jennings, I also devise to her the following slaves viz. Decoy, a man named Horace & his wife Mary & her children North Cass. Dick Green & the infant of Mary, also men Henry & Berry said Amanda Stephens is entitled to about Two thousand dollars coming from her father's estate (which is hers independent of my estate) some part of it may now be in bank to my credit, this legacy my executor is to collect & pay to her independent of my estate. I also devise to her Ten shares of stock in the Bank of Kentucky & authorize my executor to transfer the same to her. I also devise to her one thousand dollars in cash, I also devise to her all my stock, waggons, buggy, Household & Kitchen furniture, crop & all the personal property on the farm not heretofore devised, any part or all of which she can have sold for her benefit if she desires.

Section 3rd I will ^{and} devise to my daughter Eliza Burks all the residue of the tract of land on which I reside excepting the eight hundred acres already devised to Amanda Stephens. The part hereby devised to Eliza Burks supposed to contain Fifteen hundred or sixteen hundred acres & includes that part of the old Shoemaker tract not heretofore sold. I hold said land under several Deeds here referred to for a full description upon reflection I estimate the land in this devise to contain about 1800 or 1900 acres only. I have heretofore given & delivered to my said daughter three slaves, a man named Jesse & his wife Eliza & her child Fanny which gift I hereby confirm - I also devise to her the following slaves by a man named Watt & his wife Fanny, a man named Chleb one named Jim a boy Scott one named Taylor, one Doctor & one Walker & two girls named Sally & Frances. I also devise to my said daughter. The purchase money notes amounting to \$1680 besides interest for land sold to Stanley Trent & whose notes I hold.

4th Section. I will & devise to my son James G. Stephens & my daughter Eliza Burks the residue of my estate after the payment of all my debts, liabilities & expenses of settling up the estate, to be equally divided between them. This I consider will make my children equal.

5th Section. I hereby appoint my son James Stephens & my friend Jefferson H. Hays, Executors of this my will & Testament, hereby authorizing them to act jointly or

giving them & each of them full power to make deeds for lands, or
share sold & not conveyed, not being in debt but little & hereby re-
quest the County Court not to require surety of my said Execu-
tors, or such one as may act.

Signed, sealed & deliv-
ered this 12th day of No-
vember 1837, in presence of

D. J. Stephens QV

A. Jennings
A. N. Gorton
Will Singleton

I, Daniel J. Stephens make the following change & codi-
cil to the foregoing will. Out of my home farm devised to
Amanda Stephens I devise to James G. Stephens & Thomas Holt in
trust for the purposes herein after named, one & a half acres of
land beginning on the north side of the road opposite the lower
end of the Brick House in which William Powers now resides,
thence a line parallel with the lower end of said house to the Ches-
apeake at low water mark, thence down the River so far that a
line parallel to the first & back to the Beginning will include one &
a half acres which ground is to be held by said Trustees & the survi-
vor of them as a landing & shipping lot for all my children & Thomas
Holt so long as they or their heirs may occupy these lands, and when
they cease to use said lot for the purpose aforesaid the title to the same is
to vest in my devisee of the home farm, her heirs &c forever.

Decr 15th 1837.

D. J. Stephens

Attest

A. Jennings
Will Singleton

Upon more mature consideration and with
a view more effectually to secure my daughter Amanda against
the possible improvidence or misfortune of any husband she may here-
after marry, and to provide for her comfortable support under
any probable contingencies, I make this a codicil to my ^{above} will, and
hereby revoke the devises therein made for her benefit so far as
they are inconsistent with this codicil. As it regards the devise
of land to my said daughter I will and devise, and do hereby
devise the same to my son James G. Stephens, in trust for the use
and benefit of my said daughter Amanda her heirs &c forever
to be held by the said trustee for the sole separate and exclusive
use of my said daughter, freed from the debts or other liabilities or
control or disposition of any husband she may hereafter have.
The said trustee is to permit the said Amanda to occupy - rent
or lease said land as she may think proper, and she is to direct
and control ^{use} ^{the} said land, ^{the} ^{rights and profits of} ^{each} ^{land} to be held as the land is held
for the separate use and benefit of said Amanda - The said James
G. Stephens is to incur no responsibility - nor be in any wise liable
on account of his trusteeship aforesaid. As it is my desire that
my daughter shall have the beneficial use, of the land aforesaid
devised in trust and the control thereof for her own use as aforesaid.

All the other devises to the said Amanda, made by the will to which this is a codicil are to stand as therein made & hereby I hereby confirm them, as well as all other devises made in said will and a codicil annexed thereto, It being my intention to change none of the devises, heretofore made, except the character of the devise of land to my daughter Amanda - Witness my hand & seal December 27th 1859.

Witness
Jesse N. Kincheloe
Will Singleton

D. J. Stephens Secy

Kentucky, Breckenridge County, Vt.
County Court Monday February 20th 1860.

The within and foregoing writing purporting to be the last Will and Testament of Daniel J. Stephens deceased, was produced in Court by James J. Stephens and Jefferson Jennings the Executors therein named - and was duly and legally proven together with the two codicils thereto annexed by the oaths of Jefferson Jennings - Jesse N. Kincheloe William Singleton and R. W. Houston - Subscribing witnesses thereto, who swore that the testator signed it in their presence, and that they signed it in his presence and in the presence of each other - And that they believed the testator to be of sound mind and disposing memory. Whereupon the same with the codicils annexed are ordered By the Court to be recorded.

Attest

Gideon V. Jolly Clerk
Breckenridge County, Court

I Thomas W. Hayden have this day made the following my examined last Will and Testament.

I will and bequeath to my two Brothers James S. Hayden & Charles Hayden, the whole of my little estate both personal & Real in consideration for their tender care of me during my long affliction and it is my wish that they the said James S. and Charles Hayden shall divide the property themselves without any administration if possible but if they can't agree, it is my wish that they shall select three of the neighbours whose duty it shall be to divide for them. Made this 18th day of January 1860.

Thomas W. Hayden

John B. Manning, Esq.
Wm. H. Hayden

State of Kentucky,
Breckenridge County, Vt.

County Court Monday March 19th 1860

This instrument of writing purporting to be the last will and testament of Thomas W. Hayden deceased was produced in Court by John B. Manning and William H. Hayden subscribing witnesses thereto who swore that they believed the testator to be of sound mind and disposing memory.