

Know all men by these presents that I Martin Wale of Breckinridge County and State of Kentucky, being feeble in body but of sound mind and disposing memory, and knowing the uncertainty of life and the certainty of death and being desirous to dispose of all such worldly Estate as it has pleased God to bless me with do hereby make, ordain and publish this my last will and testament in the manner and form following hereby revoking all wills or testaments of any other date to this Item 1st It is my will and desire that my executor hereafter named sell enough of the personal part of my property immediately after my death to pay my just debts and legal liabilities together with my funeral expenses

Item 2nd I give and bequeath to my beloved wife Nancy Wale for and during the term of her natural life, the tract of Land on which I live containing about Three hundred and fifty Acres to live on, and out or use in any manner she may think proper. I also give her the following negroes Claton Aaron and Dick Grace & Melinda and her two Children Lucy and Lewis to live out or use in any ^{way} she may think proper I also give her all my horses Oxen Cattle Hogs & Sheep my large wagon Carriage & Harness for the same all the farming utensils house hold and Kitchen furniture and all the rest of my personal property of every description except enough to pay my just debts if there should be any against me at the time of my death. All of the above named property willed by me to my wife I wish her to enjoy as long as she lives and at her death I wish the same to go to my Children as hereafter named

Item 3rd I have given a tract of Land and a negro to each of my Children except Henry Harrison Wale to him I have not yet given any land but if I should recover the land I sold to Hensley Ramsey I give and bequeath the same and the balance I own adjoining it to my son Henry Harrison Wale but should I not recover said Land sold by me to H. Ramsey then my son Henry Harrison Wale is to have the value of said Land in money which I estimate at two dollars per acre Item 4th I give and bequeath to my daughter Elizabeth Shrewsbury the negro girl Eliza who I loaned to her and to my daughter Margaret Beard now living in the State of Missouri I give two hundred dollars this bequest to my two Daughters Elizabeth and Margaret I wish them to have independent and exclusive of an equal share with the balance of my Children not because I love them more but because they have been more unfortunate than the balance of my Children

Item 5th I cannot now make a just estimate of the advancements to each of my Children but wishing to do entire justice to every one of them without any preference for one more than another, I wish a fair estimate to be placed upon the advancement of every one that they may now have or get hereafter from my Estate and an equal division take place as though I had died intestate except the negro girl willed to Elizabeth Shrewsbury and the two hundred dollars to Margaret Beard I do not wish them to account for that

Item 6th at the death of my wife I wish all the property willed by me to her to be divided between my Children viz, Elizabeth Shrewsbury Ann Bratcher Margaret Beard William B. Wale Hopkins C. Wale and Henry H. Wale without being subject to publick sale if there has to be any sale at all I wish it to be with my Children only and no body else to bid and I wish my executor to give them all notice and see that they or their legal representatives are present when a division takes place

Item 7th I do hereby constitute and appoint my two sons Hopkins C. Wale and Henry H. Wale Executors of this my last will and testament. In witness

whereof I have herewith set my hand and affixed my seal this 25th day of February 1847

Since sealed and acknowledged

Martin Wale Deed

in presence of
Robert Paine
Elisha Maysey

Kentucky Breckenridge County Sec
County Court Monday May 30th 1830

The above and foregoing writing purporting to be the last will and testament of Martin Wale deceased was exhibited in Court and duly proved by Robert Paine and Elisha Maysey subscribing witnesses thereto to be the last will and testament of Martin Wale deceased who made oath that said testator was of sound mind and memory at the time of publishing the same and that he published the same in their presence as and for his last will and testament And that they signed the same as witnesses thereto in his presence and at his request Whereupon the same is ordered by the Court to be Recorded

And thereupon Hopkins O Wale and Henry H. Wale the executors mentioned in the foregoing will came into Court and took the oath required by Law And with Robert Paine William M. Haynes & Elisha Maysey their securities entered into bond in the penalty of \$5000 Conditionally agreeably to Law

Attest

Geoffrey Drury D. C. B. C. C.

Examined

In the name of God amen. I Gregory Glapcoch of the County of Breckenridge and State of Kentucky being of sound mind and disposing memory do make this my last will and testament

Item 1st I will my body to my mother and and my soul to God who gave it. Item 2nd I will that all my just and lawful debts shall be paid

3rd I will my son John's wife Eleanor the tract of Land that he has been living in for several years containing 61 Acres more or less during her life and at her death to her children Also I leave my son John ten dollars and I consider that it makes him equal with the rest with what I have heretofore given him 4th I will that my son Pearson & my daughter Polly and my Grandson Chester four dollars each believing that it with what I have given them heretofore will make them equal with the rest of my children

5th I will my Grand daughters Eleanor P. Rob. Milley Board, Nancy Woods & Leticia Ann Casey & Mahala Westfield one hundred dollars each, 6th I will that my daughter Susan McCullough & and my daughter Milley Hall and my daughter Mahala Wilson shall have all the balance of my Estate both real and personal with this exception that seventy dollars has to come out of Susans part that I paid for Benjamin McCullough, 7th I leave my son in law Joseph Wilson executor to my will. Done this the 1st day of February 1847

As Witness my hand and seal

Test Thomas Howard
William Bruce

Gregory Glapcoch Deed

Kentucky Breckenridge County Sec
County Court June 17th 1830