

Kentucky Booneville County Act

County Court August Term 1852.

The foregoing writings purporting to be the last will and testament of James Morrison Dec^d was produced in court and duly proved by Francis Peyton and John McClarty who solemnly swore that they were well acquainted with the hand writing of said decedent, having frequently seen him write, and that they verily believed that the foregoing Will and Codicil thereto annexed were written entirely by said testator. Which is therefore ordered to be recorded.

In Attest
J. Allen Clerk By
Guthrie & Co. Clks

Examiner

I Stephen Bardett do hereby make the following instrument and declare the same to be my last will and testament. I give to my wife Elizabeth my tract of land on which I now live of about two hundred and twenty one acres also my two grey mares and one young colt also the bundle cow and calf and stock of hogs and three of the sheep. Also my four horse waggons & pair and all my plows and farming utensils and household and kitchen furniture or so much thereof as she may wish to retain during her natural life.

Second. I give to my sons Stephen and Thomas each the sum of twenty dollars.

Third. As to the residue of my personal estate I wish it to be sold and the proceeds to be divided between my five sons Richard Thomas B. and J. Stephen and Thomas.

Fourth. I give to my son Charles Lewis at the death of his mother the tract of land mentioned in the first article also the remainder of the personal property of which I may die possessed.

Fifth. I give to my son Thomas Bardett also any interest I may have at the time of my death on the tract of land on which he now lives known as the Thrasher place either of a legal or equitable character.

Sixth. I commit to the county court the execution and administration of this will. But the latter clause of the first article is not to be understood so as to authorize any dispositions of the estate left to her during life, except in case to the use of it at her discretion, by her son Charles Lewis after he shall become of age.

I hereby declare the foregoing articles to be my last will and testament. Made and signed this 24th day of September 1852.

Done in the presence of
David B. Murray
Lewis Bardett

Stephen Bardett
made

State of Kentucky Breckinridge County, Del.
County Court October Term 1852.

The within writing purporting to be the last will and testament of Stephen Burdett has been produced in Court and duly proved by the oaths of David R. Murray and Lewis Burdett to be the last will and testament of said Burdett Dec^d and or^d to be recorded.
Chas. Hughes, D.C.

Examined

I Francis Peyton of The County of Breckinridge and State of Kentucky Do make and publish this as my last will and testament as follows to wit I give and bequeath to my wife Mary Peyton all my real and personal estate in trust for the raising educating and support of herself and children ^{with} the power to dispose of such portions of said estate as in her judgement she shall deem proper to either of said children by gift upon their marrying or arriving at age provided such gift to either child shall not at the time of said gift exceed such child's portion of my said estate to be estimated as if I had died intestate I have advanced to Dr Allen Peyton two hundred dollars which is to be deducted from his portion of my estate my desire being that all my children shall have equally in said estate subject however to the will and contract of my wife as herein before stated I hereby appoint my wife Mary Peyton executrix of this my last will and testament and request The County Court to permit her to qualify ^{without} security as my just debts are very small and my estate ample for their payment

In witness whereof I have hereunto set my hand and seal this 28th day of December 1849

Fr^s Peyton

Kentucky Breckinridge County, Del

County Court Oct Term 1852

The foregoing writing purporting to be the last will and testament of Francis Peyton Dec^d was produced in Court and duly proved by the oaths of Samuel B. Abell and Samuel C. Chalfant to be entirely in the handwriting of said testator and that they were well acquainted with his handwriting having frequently seen him write which is thereupon ordered to be recorded

att

Chas. Hughes D.C.

Examined

Whereas I now consider myself of sane mind and considering the uncertainty of life make this my last will and testament viz I will and bequeath to Mrs. Sarah Compton my gold watch and forty $2\frac{1}{2}$ dollars in money now in the hands of my Brother Jas. Moore also all the clothing and effects which I have with me

Given under my hand and seal in the year of our Lord eighteen hundred and fifty Two August 31st

Mrs. John W. Compton

Henry E. Compton

Margaret Butler

Kentucky, Buckenidge County, Court.

County Court November Term 1861.

At a County Court held in and for the County of Buckenidge, at the Courthouse in Hardinsburg on Monday the 15th day of November 1861. The foregoing writing purporting to be the last will and testament of Jacob Gilbert dec^d. was produced to the Court by William Gilbert the Executor therein named, and duly proven by the oaths of Charles May and Lewis Roff two subscribing witnesses thereto, as and for the last will and testament of the said Jacob Gilbert dec^d. and that they believe said Gilbert was of sound mind and disposing memory at the time of his making and publishing the same, and that they signed it as witnesses in his presence and in presence of each ^{other}, whereupon the same was admitted to record,

Gideon P. Sally Clerk
Buckenidge County Court.

The last will and testament of Stephen Budditt of Buckenidge County, State of Ky. I, Stephen Budditt considering the uncertainty of this mortal life, and being of sound mind and memory, do make and publish this my last will and testament, in manner and form, following, viz: First I give and bequeath unto my eldest son James W. W. Budditt, the sum of One hundred and twenty dollars to be judiciously used by my Executor for his benefit in the way of education or otherwise to be paid to him when he is twenty one years of age also, one bed and bedstead and bed clothing, which was his mothers. And lastly as to all the rest, residue and remainder of my personal estate goods and chattels, of what kind and nature soever, I give and bequeath to my beloved wife Ann Eliza Budditt and my two youngest children, viz: Sarah R. Budditt and Margaret E. Budditt, and I hereby appoint my wife sole Executrix of this my last will and testament, hereby revoking all former wills by me made.

In witness whereof I have hereunto set my hand and seal the 6th day of September, ^{in the year of our Lord} One thousand eight hundred and sixty one

Stephen Budditt Esq

The above instrument consisting of one sheet, was now here subscribed by Stephen Budditt the testator in the presence of each of us, and was at the same time, declared by him to be his last will and testament, and we at his request sign our names thereto, as attesting witnesses.

Wm. P. Chapin residing
in the same County as aforesaid,
Christopher Barber residing in
the same County as aforesaid,

Kentucky, Buckenidge County, Court.

County Court January Term 1862.

At a County Court held in and for the County of Buckenidge, at the Courthouse in Hardinsburg, on Monday the 20th day of January 1862, the foregoing writing purporting to be last will and testament of Stephen Budditt deceased was produced to Court by Ann E. Budditt the Executrix therein named, and duly proven by the oaths of William P. Chapin and Christopher Barber two subscribing witnesses thereto, as and for and the last will and testament

of said Stephen Bouditt dec^d and that they believe said Bouditt was of sound mind and memory at the time of his making and publishing the same and that they signed it as witnesses in his presence and in the presence of each other, Whereupon the same is admitted to record,

Gideon J. Saffly Clk
Buckemidge County Court -

This agreement should have been recorded immediately after the will of William Bouditt dec^d was recorded, on page 282, this Book.

Whereas a suit is now pending in the Buckemidge Court in which the will of William Bouditt is contested, and the undersigned heirs and devisees of said Bouditt being anxious to terminate said litigation and to adjust the same amicably have agreed as follows -

1st It is agreed that said paper offered to probate as the will of William Bouditt shall be admitted to record, and taken to be the true last will and testament of said Bouditt.

2nd In consideration thereof Esther Bouditt, widow and devisee of William Bouditt hereby relinquishes to the children and heirs of W^m Bouditt dec^d to wit: John Bouditt, Sarah Beard, (wife of Jubal Beard) The children of Charles Beard and Peggy Beard who represent the interest of their mother and take her share only, Malinda Hasey, Charles Bouditt, John Bouditt, Samuel Bouditt, Elizabeth Bouditt (wife of John Bouditt) Mary Green infant child of William Bouditt who is dead - all the estate of the said William Bouditt, both real and personal devised to her by said will - except as follows. She is to retain the slaves Lucinda, Ellen and her increase, also Richard, Jesse, Anthony & Martha, also one third of the cash and cash notes and receipts and accounts, that was on hands at the death of the said William Bouditt, and up to the time of the administration on said estate, also one third of the amount of sales of said estate, to hold the same as under the will during her life only, and at her death to pass as directed by the will afo^r.

All other the profits of said estate, here, sent to she relinquishes to the parties afo^r to pass as the estate devised is directed to pass after her death. the said Esther Bouditt also retains under the will of said William Bouditt dec^d the home land on which she now resides being the same purchased at different times of Jas Cutcher Richard Stephens & Robert Stephens and to be disposed of finally, as the other property retained by her as herein before specified - Also the personal property she now has in possession left to her as her thirds by the said administration Sept 4th 1837.

3rd It is further agreed that Elizabeth Bouditt Sarah Beard Malinda Hasey, and the heirs of Peggy Beard represented their mother, were to have one hundred and fifty dollars each out of said estate, instead of \$150. as was inserted in said will by mistake as stated by C. Froote, the draftsman and a witness thereto, and then after the several parties charged in the will, with certain sums to be accumulated for, shall receive the same, the property at present relinquished by Esther Bouditt to the above named children and heirs and what may remain at the death of the said Esther shall be equally divided amongst the children heirs & devisees aforesaid, the children of the said Peggy Beard taking out one interest