

## WILL OF CORNELIA WARFIELD FRAIZE.

KNOW A'L MEN BY THESE PRESENTS;

That I Cornelia Warfield Fraize of Cloverport, Breckinridge County Kentucky, do make and publish this my last will and testament.

Clause 1. I direct that all of my Just debts and funeral expenses Be fully paid as soon after my death as is practicable.

Clause 2. I Give and devise to my Brother R.F. Warfield, of Louisville Ky, the sum of One Hundred (\$100.00) dollars per month, during his life, and direct my trustee hereinafter named to pay said sum <sup>to</sup> him monthly out of the first income that may come to its hands.

I make this Gift to my said Brother Because of his special attention and devotion to me through many years.

Clause 3. To my sister Jennie L. Warfield, of Louisville, Ky, , I Give and devise the sum of Ten Thousand (\$10,000.00) dollars; also all the household and kitchen furniture and effects, including my Jewelry and clothing, now located in my present residence in Cloverport, Ky.. If at the time of my death I should still own my said residence property in Cloverport, Ky, in which I now reside, I Give and devise it to my said sister, Jennie L. Warfield, absolutely and in fee simple.

I make these Gifts to her because of her special care, attention and devotion to me through many years.

Clause 4. To my Brother, John S. Warfield, of Louisville, Jefferson County, Kentucky, I Give and devise Five Thousand Dollars (\$5,000.00).

Clause 5. To my Brother, Charles G. Warfield of Dallas, Texas, I Give and devise Five Thousand Dollars (\$5,000.00) .

Clause 6. To my Brother, Aris S. Warfield of Alaska, I Give and devise Five Thousand Dollars (\$5,000.00).

Clause 7. To the Breckinridge Bank of Cloverport, Kentucky, I Give and devise Five Hundred Dollars (\$500.00) to Be held By it in perpetual trust. The income and profits arising therefrom to Be used in maintaining the Fraize and Warfield Burial lots in the Cloverport cemetery.

Clause 8. All the Balance and residue of my estate of whatever kind real, personal, or mixed; to Be known as the "Frederick Fraize Fund" I Give and devise to my Brother R.F. Warfield and the Louisville Trust Company, trustees, and to their successors in office, for the following purposes and uses: to-wit: They shall have full power to sell and convey any personal or real estate that may come into their hands as such trustees; and shall invest and reinvest the proceeds and any and all other money or property hereby devised to them, in safe investments authorized By law, so that it may yield the best and safest income obtainable, and shall first pay from said net income said sums of one hundred dollars per month to my Brother R.F. Warfield, so long as he may live, as hereinbefore directed and provided for; and the remainder of said net income shall Be applied to the installation, support and maintenance of a course or courses of manual training and domestic science either or Both, for Girls and Boys in Cloverport, Breckinridge County, Ky.

Said trustees may, in their discretion, invest not exceeding one-half of said residuary estate held By them as trustees, in the erection or purchase of a school building, in Cloverport, Ky, to be known as "The Frederick Fraize School" and, in the execution of this trust said trustees, and their successors or successors, shall have the right at any and all times, to co-operate with the public school authorities of Cloverport, of whatever name, in order to fully accomplish the purposes of this trust; and it is my desire and request that they do so, having in mind, however, at all times, the preservation of the trust fund, and the Good of the school.

If for any reason the trust above provided for should fail of accomplishment, or, in the opinion of my said trustees become impracticable, then the said remainder of said net income after paying said \$100.00 per month, for life, to my Brother R.F. Warfield as hereinbefore provided for shall Be applied, under the

direction of the Board of Education of the Methodist Episcopal Church South known as "The General Conference Board of Education" and its successors, to the religious education of worthy Girls and Boys, in Kentucky.

Clause 9. No Bond or surety shall be required of either trustee named herein, and upon said R.F. Warfield's declining to act as such trustee, or upon his resignation, or death, he may by a writing, or by his will, nominate his successor, subject, however, to the approval of a Chancellor of the Jefferson Circuit Court. After the declination, resignation or death of my said Brother R.F. Warfield, as trustee and the declination, resignation, or death of any trustee nominated by him to succeed himself, the individual trustee, to act with said corporate trustee, shall be appointed Chancellor of the Jefferson Circuit Court; and any successor in said trust shall possess all the powers given to the trustees herein named.

CLAUSE 10. If for any reason, both of the above trusts should fail, in whole or in part, then said portion so failing shall go to my individual devisees hereinbefore named, in proportion to the amount devised to each of them, and, for the purpose of determining the proportion that shall so go to my Brother R.F. Warfield his devise herein shall be treated as ten thousand (\$10,000.00) dollars.

Clause 11. Should any of my devisees attempt to set aside this my will by suit or appeal from the County Court probating same, then such devisee or devisees are to take nothing under this will and the devise to them to become a part of the residue of my estate.

Clause 12. I appoint my Brother R.F. Warfield and my sister Jennie L. Warfield, executor and executrix of this my will, without bond or surety.

IN TESTIMONY WHEREOF I have signed, acknowledged, and executed this my will, in the presence of witnesses, this 17th day of December 1921.

Cornelia Warfield Fraise.

The foregoing will was this day signed, acknowledged and executed by Cornelia Warfield Fraise, the testatrix, in our presence, and at her request we do now sign as witnesses thereof in her presence and in the presence of each other.

Witness our signatures this 17th day of December 1921.

Shackelford Miller

Neville Miller

1. As a codicil to my will of date, December 17, 1921, my Brother John S. Warfield having died since the making of said will I revoke clause five of said will, and in lieu thereof, I bequeath to his daughter, Mary Lou Warfield, the sum of One Thousand Dollars (\$1000.00).

11. I bequeath to my nieces, Irene Warfield and Estelle Warfield, daughters of my deceased Brother, Thomas Noble Warfield, the sum of Five Hundred Dollars (\$500.00) each.

111. In the event my Brother, Aris S. Warfield, should die before me, I bequeath to my nephew's son, Francis Roderick Warfield, the sum of One Hundred Dollars (\$100.00) and revoke Clause six of my will in such event.

Witness my hand this the 19th day of December 1922.

Cornelia Warfield Fraise.

The foregoing will was this day signed, acknowledged and executed by Cornelia Warfield Fraise, the testatrix, in our presence, and at her request we do now sign as witnesses thereof in her presence, and at her request we do now sign as witnesses thereof in her presence and in the presence of each other.

Witness our signatures this 19th day of December 1922.

MaBel Ann Finkle.

Harry W. Russell.

STATE OF KENTUCKY

BRECKINRIDGE COUNTY COURT, Regular term December 26th, 1933.

IN RE: Will of

Cornelia Warfield Fraize,

An instrument of writing purporting to be the last will and Codicil of Cornelia Warfield Fraize, was this day produced to court proven by the depositions of Harry W. Russell of Jefferson county, Ky, one of the witnesses to the Codicil and Neville Miller of Jefferson County, Ky, one of the witnesses to the Will, whereupon the same was established by this Court as and for the last Will and Codicil of the said decedent, Cornelia Warfield Fraize, and the same was this day ordered to record.

Whereupon the same with the foregoing and this certificate have been duly recorded in my office.

Given under my hand, this the 26th day of December 1933.

Ernie Bates,  
By Chester Bennett

Clerk,  
D.C.