

my will.

I further declare that the land devised to my daughter Ellen McGary, in item 1st of my will; and the personally devised to her in item 2^d shall both be holden, by the said Ellen, and her husband, Joseph H. McGary as equal partners therein. I do this in justice to my said son in law, because he hath paid largely of the advancements to the other heirs; by his labor on the farm, assisted by my son Longinus. And lastly, it is my desire that this, my present codicil, be annexed to, and made part of my last will and testament, to all intents and purposes. In witness whereof, I hereunto set my hand and seal, this 25th day of February, 1859.

John Rhodes.

The above instrument of one sheet was, at the date thereof, declared to us by the testator, John Rhodes, to be a codicil to be annexed to his last will and testament, and he acknowledged to each of us that he had subscribed the same; and we, at his request, sign our names as attesting witnesses.

Jas. H. Gardner,
John P. Haswell.

Kentucky Breckinridge County Court,
Regular Term, Nov. 21, 1858.

The foregoing instrument of writing purporting to be the last will and testament of John Rhodes, Deed, was this day produced to Court, and the body of said instrument and the codicil thereto attached were duly proven by the oaths of Jas. H. Gardner and John P. Haswell, the attesting witnesses to same, and established as and for the last will and testament of said John Rhodes, Deed, and as such was ordered to record, whereupon the same and this certificate hath been duly recorded.

Att: Owen Cunningham, Clerk B.C.C.

Examined.

I, Elisha Simmons, of the County of Breckinridge and State of Kentucky, being of sound mind and memory and knowing the uncertainty of life, and desiring to make a different disposition of my property, from that made by law should I die intestate, hereby make this my last will and testament, hereby revoking all other will made by me.

First: I desire a decent Christian burial without unusual show, and after my death my Executor is to pay all my just debts and funeral expenses.

Second: I give and devise to my beloved wife Mary A. Simmons the house and lot in the town of Garfield Ky. bought by me of John Nichols and the same where I now reside, for and during her natural life, and after her death to be equally divided between my three children Lewis R. Simmons, Elisha M. Simmons and Louise Catharine Simmons; I also give to my wife all the household and kitchen furniture I may own at my death; the horse and buggy now owned by me; one cow, and three hundred dollars in money.

Third: I give and devise to my son Lewis R. Simmons three hundred dollars. I have heretofore given him considerable property and this three hundred dollars is all I desire him to have of any property I may own at my death.

Fourth: I give and bequeath to my two youngest children, Elisha M. Simmons and Louise Catharine Simmons, all the money and notes, and other personal property I may own at my death after paying the devise made in the 1st 2nd and 3rd items of this will; also the farm I own on the head waters of Corrette Creek containing something over 200 acres the same bought by me of George Brunnington; also the house and lot in Garfield, Ky. the same bought by me of Roderick Warfield and now occupied by Thos. Gray. All of said property is in Breckinridge County. In the event it should become necessary for the support of my 2 children (Elisha M. Simmons and Louise Catharine Simmons), or the expense of keeping said property should exceed the income derived from it, I hereby authorize my Executor hereinafter

named to sell and convey the Warfield property and pay the proceeds over to said devisees or their guardian for their use. In the event of the death of either Elisha M. Simmons or Louise Catharine Simmons without bodily heirs, and before selling or disposing of their interest in the property conveyed or devised to them, I will that the survivor take the interest of the deceased.

Fifth: I have heretofore given to my other children (those not named in this will) all I desire them to have of my estate.

Sixth: I hereby constitute and appoint my son Lewis C. Simmons, Executor of this my will, and as I have perfect confidence in his integrity and ability I request the County Court not to require security of him on his bonds.

In testimony whereof I have hereunto set my hand and seal September 23rd, 1893.

Elisha Simmons.

Subscribed and acknowledged
by Elisha Simmons in our
presence as witnesses Sept.
23rd, 1893. Thomas A. Gray.
Morris Eskridge.

Kentucky Breckinridge County Court,
Regular Term, Nov. 21st, 1895.

The foregoing instrument of writing purporting to be the last will and testament of Elisha Simmons, Deed, was this day produced to Court, and being duly proven by the oaths of Thos. A. Gray and Morris Eskridge, the two attesting witnesses thereto, was established as and for the last will and testament of said Elisha Simmons, Deed, and as such was ordered to record, whereupon the same and this certificate hath been duly recorded.

Att: Owen Cunningham, Clerk B. C. C.

Examined,

I, John Ann Drury of the County of Breckinridge + State of Kentucky, Being of sound mind and upon a sick bed, do make, revise + establish this my last will, hereby revoking any other I may have made.

Item 1st. Upon my death, I desire my Executrix hereafter named, shall take charge of all the property I own, both real + personal, and after paying my just debts, I desire her to take charge of and manage my younger children until they are raised + educated in such a way as she sees fit.

2nd. After they are raised + educated in a manner that she sees fit. Then and not until then, I desire that she shall make an equal division of what remains of my estate between my children equally. Except my son Sargeant P. Drury, and to him I give the sum of One Dollar and no more.

3rd. In case of any of my children die before a division of the property is made then their portion shall go to their heirs if they have any. except Sargeant. He will in case of his death receive only the one dollar given him.

4th. I desire that my two youngest children shall be charged nothing for their raising + education.

5th. I desire that in case my Executrix sees fit to place Tombstones over the graves of me + my late husband, that she shall use her own judgment in regard to cost, + she shall not be charged with the same.

6th. I desire that my Executrix shall sell anything or nothing, in the way of personal property, she may see fit.

7th. I desire that my Daughter B. Ada Drury shall act as my Executrix to carry into effect, this my will, and she shall not be required by the Court to give any bonds. this Nov. 10, 1895.

Witnesses

L. A. Foote, J. M. Walker.

John Ann Drury.

Kentucky Breckinridge County Court,
Regular Term, Nov. 22nd, 1895.

The foregoing instrument of writing purporting to be the last will of John Ann Drury, Deed, was