

#42

Thomas Milam of Davas County being in a low state of health but of sound mind and memory do declare this my last will and testament and I do hereby revoke and disallow all wills heretofore made by me I will and bequeath in the manner and form following, in the first place all my just debts must be paid as soon as convenient and the balance I give and bequeath to my beloved wife Sarah Milam I lend all the land and plantation on which I now live during her widowhood I also lend her all my farming utensils I also lend her one negro boy Harbord, three feather beds and furniture, I also lend her all my selling main and kitchen furniture, I also lend her five head horses one bay horse, two bay mares one black mare and colt. I also lend her twelve head of cattle and forty head of hogs. I will that the two stills and wagon shall be sold, also my will is that the slave I have lent my wife during her single life, at her death shall be equally divided among my legal heirs with all the other property I have lent my wife during her widowhood and at her death is to be equally divided among James Sunday Leniah Milam Richard Milam Mr. J. Milam Susan Milam Henry Milam Edward Milam and John Thomas Milam My will is that my estate shall remain together till my just debts be paid also my will is that my estate shall not be appraised, my will is that my wife Sarah Milam and Elisha Adams be the Executors of this my last will and testament, In witness whereof I have hereunto set my hand affix my seal this the 3rd day of April 1835

John Proctor

George M. Mearns

Colt Oppenheimer

Thomas Milam (Seal)

Kentucky Set at a County Court before and held for the County of Davas at the Court House in Overbrook on Monday the 9th day of May 1835. This will was exhibited in Court and duly proved to be the act and deed of the within named Thomas Milam the testator by the oath of John Proctor George Mearns subscribing witnesses thereto and named to be recorded and Sarah Milam the Executor therein named came into Court and made oath to said will and executed bond in due form and a Certificate for obtaining a probate thereof in due form was granted the said Sarah Milam, Elisha Adams an Executor therein named came into Court and refused to take upon himself the execution of said will, and thereupon the same is duly recorded Geo Handley Clk D.C.S.

State of Kentucky
Davas County Court 3 June term 1867

The Book in which the foregoing will was recorded having been destroyed it is now ordered that the same be re-recorded Witness my hand this 10th day of June 1867

Thos. & Jones Clk

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In the name of God Amen I Henry White of Davis County in the state of Kentucky being sick and weak of body though having my mind and memory and being of sufficient sound disposing mind and memory do make and constitute this my last will and testament, hereby revoking all others, First I commend my body to the grave in a decent burial and my soul into the hands of my God with a hope of a joyful resurrection through the merits and atonement of Jesus Christ my saviour and as to such worldly wealth as it has pleased God to bestow upon me, I do dispose of it as follows to wit: My desire is that after my death first all my just debts be paid also my funeral expenses and all charges touching the proving of or otherwise concerning this my last will & devise to my loving wife Rebecca White a part of a tract of land on which my house stands to wit, beginning at the mouth of a small branch of the Beech fork opposite the Tan yard running a parallel line across the farm to Farther Cays line parallel with the south west line of my survey, Two Beds and furniture, three negroes, to wit Jack Delphy and Rachael, and some horses with a bare few to retain and use the same during her natural life or widowhood, having given off to my children Eliza Worthington six hundred dollars to Martha Murdeman and four hundred dollars in commencing life I devise to my son William White one rown Filly called Williams Colt. My will is that my children Henry Elizabeth Ann, John Franklin Mary Frances James Margaret, and that they may be hereafter brought forth, I wish the mills and the tract of land on which it is situated sold at one and two years Credit and the balance of my land and negroes not heretofore named to be leased and hired out on the most advantageous terms for any term of time of not more than five years. I wish the estate kept together until the crop now in the ground is made, My Will is that my children except Eliza and Martha have sum given them as they respectively become of age) so as to make their fortunes equal except Franklin Mary Frances James Margaret and any that may hereafter be brought forth, they to have one hundred dollars each to be applied to schooling them my will is that my Estate be equally divided amongst all my children, share and share alike my further will is my son William White be appointed Guardian to my four sons John White and that he enter into bond with security as such agreeably to the laws of Kentucky and my will is that John's part of my Estate may not be given up to him but kept by his said Guardian for his (John's) support and to have it as his necessities may require, I will that my land except that left to my beloved wife be sold at the expiration of six years at one and two years Credit and that the land I have left to my beloved wife be sold at the expiration of her natural life or widowhood all to be divided equally among my children and I make and ordain my loving wife Rebecca White Executors and Eliza M. Emory Samuel Harvey Executors of this my last will and testament