

Kentucky to wit. At a County Court began and held for the County of Davies at the Court house in Owensboro on Monday the 14th day August 1826. The annexed Instrument of writing purporting to be the last will and testament of William G. Overly deceased was produced in Court and by the oath of Lewis Jones & Robert Opperson was proved to be in the handwriting of said William G. Overly and that the signature as well as every other part of said writing was the handwriting of the said William G. Overly. It was moreover proved that said Overly was upwards of thirty years of age at the date of said will and was of sound disposing mind at the date of said writing and that said Overly was a resident of this County at the time of his death and a single man whereupon the Court did establish said writing as the last will and testament of said Overly and ordered the same to be recorded as such. Whereupon Ephraim Overly was appointed administrator with the will annexed who appeared in Court and took the oath required by law <sup>entered</sup> into bond in the penalty of \$400 with Lewis Jones & Robert Opperson securities and a Certificate of the Probate was granted in due form. And thereupon the same is duly recorded.

Attest Geo Handley Clerk Davies County Court

State of Kentucky  
Davies County June Term 1827  
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 11th June 1827  
J. C. Jones Clerk

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In the name of god amen I William Tapscott calling to mind that it is appointed unto all men once to die and although possessing still by the mercy of god all the faculties of mind yet being weak in body do constitute and make this my last will and testament hereby revoking all others. Imprimis It is my will that my whole estate both real and personal be vested in my beloved wife Nancy Tapscott for the support of herself and our children after the payment of my just debts. 2nd I devise to my son Henry William One hundred and fifty acres of my land out of the 1000 purchased by me of James Madison in Davies County to include the Plantation and houses, He paying an equal proportion of the purchase money which may be due for the said lands at the time of my death in proportion of the value of the 500 acres to the rest of the tract. And a negro boy and girl hereafter to be designated by my wife and to be put into possession of them with the Plantation at her death. 3rd All the rest of my estate both real and personal I will and devise to my five daughters viz Nancy Fanny Diland Sally and Dulcet - equally to be divided between them at the death of my wife but in case either of my said daughters should marry before that event then she is to be put into possession of her share of the estate any thing in the previous part of this will notwithstanding.

4th It is my particular will and desire that my Household and Kitchen Furniture should not be sold or taken into the inventory of my estate either for the payment of my debts or the settlement of my estate. But I hereby will the whole of my said Household and Kitchen Furniture to my beloved wife as a specific legacy to dispose of as she thinks proper, being anxious to prevent the disagreeable confusion incident upon an appraisement or sale of the species of property.

5th Should I leave any debt unpaid at my death I will and desire that such negroes or other property as shall be selected by my wife should be sold by my Executors to discharge the same. I hereby constitute and appoint my wife Nancy Tapscott an Executrix and Philip Triplett Executor of this my last will and testament and require that no account be required from them by the County Court.

As witness my hand this 27th Dec 1823

In testimony whereof I have signed & sealed the same in presence of  
Wm Tapscott Seal

James W Rogers  
Dr J N W Franklin  
Geo Handley.

State of Kentucky Oct, As a County Court began and held for  
 Davies County on Monday the 11th day of December 1826 the last  
 will and testament of William Tapscott deceased was produced  
 in Court and duly proved by the oaths of George Handley and  
 William W. Franklin subscribing witnesses thereto to be the  
 act and deed of the said testator which was ordered to be  
 recorded and Nancy Tapscott the Executrix named in said  
 will came into Court and took the oath required by law  
 and probate thereof was granted her in due form. No security  
 being required of the said Executrix it appearing to the Court  
 the testator has left visible estate more than sufficient to  
 satisfy and pay all his just debts. Philip Enplate the  
 Executrix named in said will appeared in Court and refused  
 to take on himself the execution of said will and therefore  
 the same is duly recorded.

Attest Geo Handley J. C.

State of Kentucky  
 Davies 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 June 1867

J. C. Jones Ck

In the name of God Amen I James Smathers  
 of Davies County and State of Kentucky being sick  
 & weak in body but of a sound mind & memory  
 calling to mind the uncertainty of this transitory life  
 & well knowing that all flesh must yield unto death when  
 it shall please God to call. do publish and ordain this to  
 be my last will and testament in the name & form following  
 that is to say. I give & bequeath unto my wife  
 Elizabeth Smathers all of my property of every description  
 during her life and her death I wish it to be equally divided  
 between my four children to wit Asa Archibald John  
 & Mary Ann it is further my wish that my son John  
 Smathers should live with his mother on my farm & all  
 the property he may accumulate by his industry to be  
 for his exclusive benefit. lastly I constitute appoint and  
 ordain my beloved wife my sole Executrix of this my last  
 will & testament and I do hereby revoke all other wills  
 by me made in testimony whereof I have hereunto set  
 my hand & seal the 10th of January 1827.

Witness

Geo May

James Lockett

Harry Bue

James Smathers (Seal)

State of Kentucky Oct

At a County Court began & held for  
 Davies County on Monday the 12th day of March 1827 the  
 last will and testament of James Smathers deceased  
 was produced in Court and duly proved by the oaths  
 of Geo May and Harry Bue subscribing witnesses thereto  
 to be the act and deed of the said testator and  
 ordered to be recorded and thereupon the same is  
 duly recorded in my office.

Attest Isaac Allen Clerk

State of Kentucky 3 June Term 1867  
 Davies County

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 June 1867  
 J. C. Jones Ck

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H6/v

I Elisha Williams being very weak in bodily strength  
 But retaining my mental faculties resign my soul to God  
 and make this my last will and testament that is to  
 say to my beloved wife Elizabeth I give all my property  
 of every description during her natural life except seven  
 head of cattle and one bed which I give to my be-  
 daughter Eliza then to be equally divided between my  
 three children Eliza Elisha and Edmund.  
 November the 2nd 1829 Elisha Williams

Test

Walter Burr

Lori Myers.

State of Kentucky 3 June Term 1867  
 Davies County

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 June 1867  
 J. C. Jones Ck