

Witness my hand, this the 14 day of August, 1945.

Attest, A. B. MEADE, CLERK

BY _____ D. C.

CERTIFIED COPY OF WILL

I, Emma Fannin, of Russell, Greenup County, Kentucky, being of full age and of sound mind and memory, do make, publish and declare this to be my last will and testament, hereby revoking all wills by me heretofore made.

Item I. I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after the time of my decease.

Item II. All the property, real and personal of every kind and descriptions, wheresoever situate, which I may own or have the right to dispose of at the time of my decease, I give, bequeath and devise to my husband Otto Fannin absolutely and in fee simple.

Item III. I constitute and appoint my husband, Otto Fannin, to be the executor of this, my last will and testament, and I request that no bond be required of him as such. I further request that no inventory of my estate be made or taken in so far as the same may be lawfully omitted.

Dated at Russell, Kentucky, this 7th day of Sept., 1935.

EMMA FANNIN.

Signed by Emma Fannin, and by her acknowledged to her last will and testament in our presence, sight and hearing, who at her request have herunto subscribed our names as witnesses, in his presence, and in the presence of each other, at Russell, Kentucky, this 7th day of September, 1935.

C. H. Bruce, Residing at Russell.
L. D. Bruce,

STATE OF KENTUCKY

GREENUP COUNTY . . SCT:

I, J. B. BATES, Clerk of Greenup County Court do certify that the foregoing will has been duly recorded in my said office and that the same with the certificate has been duly recorded in my said office with the certificate.

Witness my hand, this 25th day of March, 1930.

J. B. BATES, CLERK

BY E. E. HOWLAND, D. C.

STATE OF KENTUCKY

GREENUP COUNTY . . SCT :

I, E. B. BATES, Clerk of the Greenup County Court, do certify that the foregoing Will of Emma Fannin is a true and correct copy of the same as is on record in my said office in Will Book No. 12, page 387, Greenup County Court Records.

Given under my hand, this the 10th day of May, 1935.

SEAL

J. B. BATES, CLERK

BY VIRGINIA M. THOMAS, D. C.

STATE OF KENTUCKY

COUNTY OF FLOYD . . SCT.

I, A. B. MEADE, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing Instrument was on the 19 day of August, 1945 Lodged for record; whereupon the same together with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 20 day of August, 1945.

Attest, A. B. MEADE, CLERK

BY Cynthia Holbrook D. C.

LAST WILL AND TESTAMENT
OF
CYNTHIA HOLBROOK

I, Cynthia Holbrook, of Fiddle Creek Floyd County, Kentucky being of sound mind and memory do hereby make, publish and declare this to be my last Will and Testament.

FIRST: I do hereby direct that all my just debts and funeral expenses be paid out of my estate.

SECOND: I do hereby give, bequeath and devise all the remainder of my personal property of every sort, nature and kind, to Kelsey Holbrook, Henry M. Holbrook, Walter Holbrook, Jonathan F. Holbrook, Grover C. Holbrook, Minerva H. Spradlin, and Jonathan F. Holbrook as Trustees for Edmund Andre Holbrook, share and share alike.

THIRD: I do hereby give, devise and bequeath all the coal, oil, gas, minerals and subterranean products of every sort or nature, in, upon and under any and all lands which I may own at the time of my death, together with any and all other coal, oil, gas, mineral and subterranean products which I may own at the time of my death, to Kelsey Holbrook, Henry M. Holbrook, Walter Holbrook, Jonathan F. Holbrook, Grover C. Holbrook, Minerva H. Spradlin, and Jonathan F. Holbrook as Trustees for Edmund Andre Holbrook, share and share alike.

FOURTH: ALL the remainder of my property which I may own at the time of my death I desire to descend and to be distributed according to the provisions of the Statute of Descent and Distribution of the State of Kentucky.

FIFTH: The one-seventh of my personal property and of my coal, oil, gas minerals and subterranean products heretofore devised to Jonathan F. Holbrook as Trustee for Edmund Andre Holbrook shall be held by the said Jonathan F. Holbrook, Trustee, and/or his successor as such Trustee, for the use and benefit of the said Edmund Andre Holbrook, upon the following terms, conditions and trusts, to-wit:

(a) Said Trustee shall have, hold, manage and control said properties heretofore devised to him until such time as the said Edmund Andre Holbrook shall arrive at the age of twenty one years, or until such trust is terminated according to the further provisions hereof.

(b) Said Trustee is hereby given power and authority to lease and/or release from time to time and any or all of the coal, oil, gas, minerals and subterranean products heretofore devised to him; to enter into agreement or agreements extending any existing lease or leases upon said properties or any portion of the same-- all upon such terms and conditions as to him may seem proper; to collect from time to time any and all rentals or royalties which may accrue upon or from any existing or future lease upon said properties.

(c) Said Trustee is hereby given power and authority to invest and/or reinvest the principal of the personal properties heretofore bequeathed to him, and any and all income arising from the properties heretofore devised or bequeathed to him; to buy, own hold and sell said properties for such Trust Estate as in his judgment may be proper; which may be legal investments under the laws of the State of Kentucky.

(d) All income arising from said Trust Estate shall be collected by such Trustee. Said Trustee is hereby authorized from time to time to pay any portion of said income to the Guardian of the said Edmund Andre Holbrook, for the use and benefit of the said Edmund Andre Holbrook, as in the judgment of said Trustee may be just and proper; PROVIDED, however, that the said Trustee shall exercise his judgment and discretion as to whether or not he shall make any such payment or payments and the judgment and discretion of the said Trustee relative thereto shall be final and conclusive, and shall not be controlled by any person or persons or by any court.

(e) In the event of any illness of the said Edmund Andre Holbrook, the Trustee, aforesaid is authorized and empowered BUT NOT DIRECTED, to use such portion or portions of the said trust estate, including income or principal, as in his judgment or discretion may be necessary or advantageous to be expended for said Edmund Andre Holbrook on account of such illness.

(f) Said trustee aforesaid, is authorized and empowered, BUT NOT DIRECTED to use such portion or portions of said trust estate, including principal or income, or both, as in his judgment or discretion may be necessary or advantageous to be expended for the education of the said Edmund Andre Holbrook.

(g) When the said Edmund Andre Holbrook shall arrive at the age of twenty-one years, then the said Trustee heretofore named, or his successor in office, shall convey to the said Edmund Andre Holbrook the legal title to the coal, oil, gas minerals and subterranean products heretofore devised and bequeathed to such Trustee, and shall account for, pay over and deliver to the said Edmund Andre Holbrook all moneys coming into his hands as such Trustee aforesaid, less any expenses incurred by him in the performance of his duties as such Trustee, and shall depart this life prior to the time the said Edmund Andre Holbrook shall arrive at the age of twenty one years, then the trust estate heretofore provided for him shall cease and determine and terminate, and in that event the said Trustee aforesaid, or his successor in office, shall convey the legal title to said coal, oil, gas, minerals and subterranean products to the said Kelsey Holbrook, Henry M. Holbrook, Walter Holbrook, Jonathan F. Holbrook, Grover C. Holbrook and Minerva H. Spradlin, share and share alike,

Witness my hand, this the 14 day of August, 1945.

Attest, A. B. MEADE, CLERK

BY _____ D. C.

CERTIFIED COPY OF WILL

I, Emma Fannin, of Russell, Greenup, County, Kentucky, being of full age and of sound mind and memory, do make, publish and declare this to be my last will and testament, hereby revoking all wills by me heretofore made.

Item I. I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after the time of my decease.

Item II. All the property, real and personal of every kind and descriptions, wheresoever situate, which I may own or have the right to dispose of at the time of my decease, I give, bequeath and devise to my husband Otto Fannin absolutely and in fee simple.

Item III. I ~~unlawfully~~ nominate and appoint my husband, Otto Fannin, to be the executor of this, my last will and testament, and I request that no bond be required of him as such. I further request that no inventory of my estate be made or taken in so far as the same may be lawfully omitted.

Dated at Russell, Kentucky, this 7th day of Sept., 1935.

EMMA FANNIN.

Signed by Emma Fannin, and by her acknowledged to her last will and testament in our presence, sight and hearing, who at her request have hereunto subscribed our names as witnesses, in his presence, and in the presence of each other, at Russell, Kentucky, this 7th day of September, 1935.

C. H. Bruce, Residing at Russell.
L. D. Bruce,

STATE OF KENTUCKY

GREENUP COUNTY . . SCT:

I, J. B. BATES, Clerk of Greenup County Court do certify that the foregoing will has been duly recorded in my said office and that the same with the certificate has been duly recorded in my said office with the certificate.

Witness my hand, this 25th day of March, 1930.

J. B. BATES, CLERK

BY E. E. HOWLAND, D. C.

STATE OF KENTUCKY

GREENUP COUNTY . . SCT :

I, E. B. BATES, Clerk of the Greenup County Court, do certify that the foregoing Will of Emma Fannin is a true and correct copy of the same as is on record in my said office in Will Book No. 12, page 357, Greenup County Court Records.

Given under my hand, this the 10th day of May, 1925.

SEAL

J. B. BATES, CLERK

BY VIRGINIA M. THOMAS, D. C.

STATE OF KENTUCKY

COUNTY OF FLOYD . . SCT.

I, A. B. MEADE, Clerk of the County Court in and for the County and State aforesaid, certify that the foregoing instrument was on the 18 day of August, 1945 Lodged for record; whereupon the same together with the foregoing and this certificate have been duly recorded in my office.

Witness my hand, this the 20 day of August, 1945.

Attest, A. B. MEADE, CLERK

BY Cynthia Holbrook D. C.

LAST WILL AND TESTAMENT
OF
CYNTHIA HOLBROOK

I, Cynthia Holbrook, of Middle, Creek Floyd County, Kentucky being of sound mind and memory do hereby make, publish and declare this to be my last Will and Testament.

FIRST: I do hereby direct that all my just debts and funeral expenses be paid out of my estate.

SECOND: I do hereby give, bequeath and devise all the remainder of my personal property of every sort, nature and kind, to Kelsay Holbrook, Henry H. Holbrook, Walter Holbrook, Jonathan F. Holbrook, Grover C. Holbrook, Minerva H. Spradlin, and Jonathan F. Holbrook as Trustees for Edmond Andre Holbrook, share and share alike.

THIRD: I do hereby give, devise and bequeath all the coal, oil, gas, minerals and subterranean products of every sort or nature, in, upon and under any and all lands which I may own at the time of my death, together with any and all other coal, oil, gas, mineral and subterranean products which I may own at the time of my death, to Kelsay Holbrook, Henry H. Holbrook, Walter Holbrook, Jonathan F. Holbrook, Grover C. Holbrook, Minerva H. Spradlin, and Jonathan F. Holbrook as Trustees for Edmond Andre Holbrook, share and share alike.

FOURTH: ALL the remainder of my property which I may own at the time of my death I desire to descend and to be distributed according to the provisions of the Statute of Descent and Distribution of the State of Kentucky.

FIFTH: The one-seventh of my personal property and of my coal, oil, gas minerals and subterranean products heretofore devised to Jonathan F. Holbrook as Trustee for Edmond Andre Holbrook shall be held by the said Jonathan F. Holbrook, Trustee, and/or his successor as such Trustee, for the use and benefit of the said Edmond Andre Holbrook, upon the following terms, conditions and trusts, to-wit:

(a) Said Trustee shall have, hold, manage and control said properties heretofore devised to him until such time as the said Edmond Andre Holbrook shall arrive at the age of twenty one years, or until such trust is terminated according to the further provisions hereof.

(b) Said Trustee is hereby given power and authority to lease and/or release from time to time and any/or all of the coal, oil, gas, minerals and subterranean products heretofore devised to him; to enter into agreement or agreements extending any existing lease or leases upon said properties or any portion of the same-- all upon such terms and conditions as to him may seem proper; to collect from time to time any and all rentals or royalties which may accrue upon or from any existing or future lease upon said properties.

(c) Said Trustee is hereby given power and authority to invest and/or reinvest the principal of the personal properties heretofore bequeathed to him, and any and all income arising from the properties heretofore devised or bequeathed to him; to buy, own hold and sell said properties for such Trust Estate as in his judgment may be proper; which may be legal investments under the laws of the State of Kentucky.

(d) All income arising from said Trust Estate shall be collected by such Trustee. Said Trustee is hereby authorized from time to time to pay any portion of said income to the Guardian of the said Edmond Andre Holbrook, for the use and benefit of the said Edmond Andre Holbrook, as in the judgment of said Trustee may be just and proper; PROVIDED, however, that the said Trustee shall exercise his judgment and discretion as to whether or not he shall make any such payment or payments and the judgment and discretion of the said Trustee relative thereto shall be final and conclusive, and shall not be controlled by any person or persons or by any court.

(e) In the event of any illness of the said Edmond Andre Holbrook, the Trustee, aforesaid is authorized and empowered BUT NOT DIRECTED, to use such portion or portions of the said trust estate, including income or principal, as in his judgment or discretion may be necessary or advantageous to be expended for said Edmond Andre Holbrook on account of such illness.

(f) Said trustee aforesaid, is authorized and empowered, BUT NOT DIRECTED to use such portion or portions of said trust estate, including principal or income, or both, as in his judgment or discretion may be necessary or advantageous to be expended for the education of the said Edmond Andre Holbrook.

(g) When the said Edmond Andre Holbrook shall arrive at the age of twenty-one years, then the said Trustee heretofore named, or his successor in office, shall convey to the said Edmond Andre Holbrook the legal title to the coal, oil, gas minerals and subterranean products heretofore devised and bequeathed to such Trustee, and shall account for, pay over and deliver to the said Edmond Andre Holbrook all moneys coming into his hands as such Trustee aforesaid, less any expenditures paid therefrom; PROVIDED, HOWEVER, that should the said Edmond Andre Holbrook depart this life prior to the time he arrives at the age of twenty one years, then the trust estate heretofore provided for him shall cease and determine and terminate, and in that event the said Trustee aforesaid, or his successor in office, shall convey the legal title to said coal, oil, gas, minerals and subterranean products to the said Kelsay Holbrook, Henry H. Holbrook, Walter Holbrook, Jonathan F. Holbrook, Grover C. Holbrook and Minerva H. Spradlin, share and share alike,