

WILL  
H. C. FRANCIS

In the name of the Almighty God: I, H. C. Francis, of Prestonsburg, Kentucky, being of sound mind and disposing memory, do hereby make, publish and declare this my last will and testament, hereby revoking all former wills made by me.

**FIRST:** I desire that all my just debts be paid in full out of my estate.

**SECOND:** I will and bequeath to my grandson Hubbard Jr. Francis, the sum of One Thousand (\$1,000.00) Dollars to be paid to him by my executors, after the death of my beloved wife, Malissa Francis, and when he becomes twenty-one years of age to be given to him as the administrators thinks it should be given him. I prefer it to be used for education.

**THIRD:** I will and bequeath to each of my eight children and to my grandsons, Hubbard Jr. Francis, and Gordon Fox Wyrick and my grand-daughter, Joan Wyrick, a one-half of all my oil and gas holdings and interests, they to each share and share a one-eleventh each interest therein. Said administratrix or administrators shall use the one-eleventh each of my three grand children to clothe and educate them. These three parts to be sold until they become twenty-one years old. The other one-half of my gas and oil stock I will and bequeath to my beloved wife, Malissa Francis, for and during her natural life or until she re-marries.

**FOURTH:** I will and bequeath to my eight children, and in the event of their death to their heirs, five shares of stock each in Francis Cash Store, except H. C. Francis, and Lydia Mae Francis, and they shall receive ten shares each of said stock in said store instead of five shares each. Paul Francis heir by Mary Alice, his first wife, is not to heir any part of my estate.

**FIFTH:** I will and bequeath to my beloved wife, Malissa Francis, all of my property, except as herein above set out, both real and personal and mixed, to have and to hold for and during her natural life, or until she remarries, and to use the income therefrom. In event she should marry, I will and bequeath to her only a child's part. From the income on the property willed to her she shall support my grandson, Hubbard Jr. Francis, until her death or until he becomes twenty-one years of age.

**SIXTH:** In event my wife should re-marry or at her death, I desire that R. G. Francis and J. B. Clarke, as executors to take charge of my estate, both real, personal and mixed and convert same into cash as speedily as possible, in event same cannot be divided in kind, and divide between the eight children share and share alike, except the one-eighth going to my daughter, Ruth Isbell. I desire most of her one-eighth invested in real estate in her name, only so she can't sell it as long as she has Sam Isbell for a husband. I am doing this for her protection as I do not want him to come into possession of none of my estate, as I feel if he does it will be wasted or squandered. And at Sam Isbell's death, if Ruth is still alive, she can sell said real estate, but at both of their deaths, Ruth's children (not Sam's) will heir same and share and share alike.

**SEVENTH:** None of my children or grand-children shall sell any of said oil, gas or stock stock without the written consent of my wife, Malissa Francis. R. G. Francis and J. B. Clarke, in event such consent is obtained, the one so selling shall give the other beneficiaries under this will the refusal of buying same at a reasonable price. But Ruth can't sell her part unless the Administrators, Malissa Francis, J. B. Clarke, and R. G. Francis, re-invests same, so said Sam Isbell can't get his hands on same, and when it is reinvested it must be re-invested so it can't be resold so the money or proceeds will or can fall into Sam Isbell's hands.

**EIGHTH:** The Ten Thousand (\$10,000.00) Dollar policy in the New York Life Insurance Company which pays to my estate \$100.00 (One hundred dollars) per month with accrued interest, I will and bequeath to my wife, Malissa Francis, as long as she lives or until she remarries. At her death, or when she remarries, said insurance shall revert to my estate and be divided between my (8 children) eight children.

**NINTH:** At my death, if I should have any stock on the stock exchange I desire my executors to have same sold at once and the proceeds placed with my estate, which she or they are hereby employed to do.

**TENTH:** I am on notes from time to time for my sons and sons-in-law and in case my estate has to pay any part of said note or notes the amount so paid by my estate shall be deducted from their part or the wife's or Husband's part as the case may be. Also all notes that I am still on when the time comes to distribute my estate to my heirs, the notes I am still on shall be deducted from his or her part and pay the note off.

**ELEVENTH:** I hereby constitute and appoint my beloved wife, Malissa Francis, as executors of my estate until her death, or until she remarries, whereupon my son, R. G. Francis, and my son-in-law, J. B. Clarke, are hereby constitutes executors. In event either of my executors should die, I desire that the survivor shall carry on the provisions of this will. In event both the said R. G. Francis and J. B. Clarke, should die, then and in that event I desire that Vester F. Clarke, Robert Day Francis, and Fred G. Francis act as a committee to select an executor to carry out the provisions of this will. Said executors shall execute a good and sufficient bond and shall act without compensation.

TWELFTH:

All monies and income that derives from said Ruth Isbell's part of my estate, both real, personal and mixed, shall be paid her direct, and no one else, when it is due. This does not mean the principal. If it becomes necessary that Ruth Isbell really needs part of the principal for food, clothing, etc., the Administrators may do this, but not a lump sum so Sam can waste it.

Given under my hand in the presence of Virgie McCombs and Carl Riffe, whom I called to witness my signature, this 29 day of November, 1940.

H. C. FRANCIS

STATE OF KENTUCKY

COUNTY OF FLOYD, Set.,

I, A. B. MEADE, Clerk of the County Court in and for the County and State aforesaid certify that the foregoing Will was on the 23rd day of December, 1940, 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 23rd day of December, 1940.

Attest, A. B. MEADE, Clerk

By Greenbush, Kentucky D. C.

LAST WILL AND TESTAMENT OF BALLARD JOHNSON

I, Ballard Johnson, of the town of Prestonsburg, in the County of Floyd, and State of Kentucky, being of full age and of sound mind and memory, do make and 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 property, real, personal and mixed and of every kind and description, 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 wife, Mollie Johnson, absolutely and in fee simple.

ITEM III

I give and bequeath to my wife, Mollie Johnson, of Prestonsburg, Floyd County, Kentucky, the proceeds of my life insurance policy of \$3,000 (Three Thousand Dollars) in the B. P. R. T. (Railroad Brotherhood), with all the accumulations thereon.

ITEM IV

I make, constitute, nominate and appoint my wife, Mollie Johnson, to be the executrix of my last will and testament, and I request that no bond be required of her 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.

Given under my hand at Prestonsburg, Kentucky, this 22 day of January, 1937.

BALLARD JOHNSON

Signed by Ballard Johnson, and by him acknowledged, to be his last will and testament in our presence, sight and hearing, who at his request have hereunto subscribed our names as witnesses in his presence and in the presence of each other, at Prestonsburg, Floyd County, Kentucky, this 22 day of January, 1937, A. D.

Forrest D. Short, residing at Prestonsburg, Kentucky  
Woodrow W. Burchett, residing at Prestonsburg, Kentucky.

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