

FOURTH: I make, nominate and appoint my wife, Maggie Herald, to be my executrix of this my last will and testament, and request that no bond be requested of her as such. I further request that no inventory of my estate be made or taken.

In witness whereof I have subscribed my name hereto by mark at West Prestonsburg, Floyd County Kentucky, this 7th day of May, 1935.

C. H. H. H. H. H.
MAGGIE HERALD

Signed by mark and acknowledged by the said C. H. Herald as his last will and testament in our presence and by us subscribed as attesting witnesses in his presence and at his request and in the presence of each other, this 7th day of May, 1935.

HAROLD BARNES Residing at W. Prestonsburg, Ky.
W. BARNES

STATE OF KENTUCKY

COUNTY OF FLOYD, SCL.,

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 24th day of June, 1935 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 25th day of June, 1935.

Attest, A. B. MEADE, Clerk

By Maggie Bailey D.C.

WILL OF RHODA HAMILTON

In the name of God Amen:

I, Rhoda Hamilton of Teaberry in the county of Floyd and State of Kentucky considering the uncertainty of this mortal life and being of sound mind and memory ELSSS GOD FOR SAME do make my last will and testament.

First: I direct that my just debts and funeral expenses be paid out of my property.

Second: I give and bequeath to my children namely as follows to Emit Hamilton, one dollar, to Jude Akers one dollar, to the estate of Silas Hamilton, one dollar, to John Hamilton one dollar, to Mary Newman, one dollar, to Minda Frasure one dollar to Lizzie Frasure one dollar, to the estate of Robert Hamilton one dollar, to Wm Hamilton Jr., one dollar, to Evert Hamilton, one dollar to Margaret Tackett one dollar.

Third: I hereby give and bequeath all my personal property, real estate, money household goods to my Grand Daughter Zella Frasure of Teaberry Ky., Daughter of Leo Frasure.

Fourth: I appoint my friend and son-in-law Leo Frasure executor of this my last will and testament and to collect all money that is coming to me and pay over as directed less collecting expenses hereby revokes all former will by me.

In witness whereof I hereunto subscribe my name this the 10th day of October in the year of our Lord 1931.

RHODA HAMILTON
(her(X) mark)

We whose names are hereunto subscribed do hereby certify that Rhoda Hamilton the Testator subscribed her name to this instrument our presence and in the presence of each of us and declared at the same time in our presence and hearing that this instrument was her last will and testament and that we at her request sign our names in her presence as attesting witnesses.

A. J. HAMILTON, JR.,
CATHRYN JORDAN
W. B. TACKETT

STATE OF KENTUCKY

COUNTY OF FLOYD, SCL.,

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 28th day of October 1935 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 29th day of October, 1935.

Attest, A. B. MEADE, Clerk

By Maggie Bailey D.C.

I, Mary S. Bush, being of sound mind and memory do make and publish this my last will and testament, hereby revoking all former wills made by me at any time.

1. I direct that all my burial expenses just dues, taxes and other necessary expenses be paid by my administrator.

2. I bequeath to Melvin T. Bush, Minnie J. Bush and Verdie J. Osborn, my children the sum of seven hundred and fifty (\$750.00) Dollars which I received for my tract of land at the mouth of Ferguson Creek in Pike County, Kentucky. They are each to receive the sum of Two hundred and fifty (\$250.00) Dollars.

3. I bequeath to my son Melvin T. Bush the sum of near one thousand (\$1,000) Dollars that I paid for him on his lands and this he accepted as his entire interest that he may have in our home tract of land and this was his own proposition.

4. I bequeath to my grandson John B. Bush a good bed together with pillows and bed clothing for same.

5. I bequeath to my daughter Minnie J. Bush all my lumber, vehicles, farming implements, tools and harness.

6. I bequeath to my daughters, Minnie J. Bush and Verdie J. Osborn all the remainder of my personal property of every nature for their services in caring for me in the last years of my life and I direct that the same be equally divided between them.

7. I direct that my tract of land here on Tolera Creek be equally divided between my daughters, Minnie J. Bush, Verdie J. Osborn and my grandson John B. Bush.

I direct that the level land be equally divided among the above named persons as to value and that the hillside land be likewise divided.

The part falling to my daughter Verdie J. Osborn is to go to her children at her death. She is to have said parts to hold and use for her life time.

If the heirs of my daughter Verdie J. Osborn should die before they are twenty one years of age (21) the parts of my daughter Verdie J. Osborn is to fall to my heirs at the death of Verdie J. Osborn.

8. I direct that all money that I may have to my credit in bank or in my possession and the money for thrift stamps or all money that I may have at my death be equally divided between my children, Melvin T. Bush, Minnie J. Bush and Verdie J. Osborn and my grandson, John B. Bush.

9. I hereby appoint John B. Bush administrator of this my last will and testament with hand. In Testimony whereof I have hereto subscribed my name at my residence on Tyler Creek, Floyd County, Kentucky, on the 9th day of August, Nineteen Hundred and Twenty.

Signed--- Mary S. Bush X her mark.

WITNESSES to will and signature.

James M. Justice,
J. W. Sturgell,

Signed and witnessed in my presence this 9th day of August.

J. I. May, D. C. Clerk.

STATE OF KENTUCKY,
COUNTY OF FLOYD, SCL.,

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 9th day of August, 1922, 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 3rd day of December, 1935.

A. B. Meade, Clerk,

By Myrtle Starnes D. C.

I, Hiram Harris, of Prestonsburg, Floyd 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.

FIRST: I direct that all of my just debts and funeral expenses be paid first out of my estate as soon after my decease as practicable.

SECOND: For and during the natural life-time of my daughter, Mrs. J. T. Craft, known as Tina Craft, I give and bequeath the house and lot on Main Street, Prestonsburg, Kentucky where she now resides, and after her death the same shall pass to my estate.

THIRD: For and during the natural life-time of my daughter, Mrs. J. T. Craft, I give and bequeath to her one sixth interest in the income derived from all of my stocks, bonds, and other property for the purpose of her being able to live comfortable during her lifetime.

FOURTH: For and during the natural lifetime of my daughter, Mrs. Sol

Allen, known as Pete Allen, I will and bequeath all of the remainder of my real estate except my recent lot in the "East Side of Middle Creek, in the City of Prestonsburg, Kentucky, and I desire that all of said recent lot be sold by my Executor, if she thinks best and the proceeds thereof be reinvested by her or loaned out on interest.

FIFTH: I will and bequeath to my four grand children, Pearl Allen, Miriam Taggart Allen, Vol Allen, and Susan Allen, and to my daughter, Mrs. J. L. Allen, a one-eighth interest each, in the income derived from my stocks and bonds and other property, for the purpose of their living comfortable.

SIXTH: I will and bequeath all of my other personal property to Mrs. J. L. Allen, known as Pete Allen, and she shall have power to sell any and all of my stocks, bonds, and other securities, and reinvest the same at any and all times she so desires, and the income derived from said investments shall be divided equally as set out herein each six months as it is received and paid into the hands of my said daughter, Mrs. J. L. Allen, as Executor of my will.

SEVENTH: I do hereby make, nominate and appoint Mrs. J. L. Allen, known as Pete Allen, my daughter, of Prestonsburg, Kentucky, to be the Executor of this my last will and testament, and she shall not be required to execute any bond whatever.

EIGHTH: After the death of Mrs. J. L. Craft and Mrs. J. L. Allen, my two only children, then it is my will that all of my property shall pass to the four (4) children of Mrs. J. L. Allen, named herein in equal proportion.

In Witness Whereof, I have hereunto set my hand and seal at Prestonsburg, Kentucky, on this 5th day of January, 1935.

Miriam Harris.

WITNESSES:

W. W. Williams,
E. E. Clark.

STATE OF KENTUCKY,

COUNTY OF FLOYD, JOP.,

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, 1935, 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, 1935.

A. B. Meade, Clerk.

[Signature] D. C.

LAST WILL AND TESTAMENT OF MOLLIE FRIEND AUXIER.

I, Mollie Friend Auxier, of Prestonsburg, Floyd County, Kentucky, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my last Will and Testament, hereby revoking all Wills heretofore made by me --- that is to say:

ITEM ONE.

I believe in God; in His Son Jesus the Christ, and in the Word of God as revealed in the Holy Bible, the precepts and teachings of which I have tried to follow; which precepts and teachings I commend to my children and grand children and those to follow them and to all Mankind.

ITEM TWO.

I request and direct that all my just debts and my funeral expenses be paid by the Executor herein named as soon after my death as may be practicable.

ITEM THREE

I will and bequeath the following articles of personal property to the following named persons respectively:

1. To my son Samuel Robert Auxier and my daughter-in-law, Anna Tucker Auxier, the chest of drawers in my room in the Auxier Hotel and all furniture and household equipment owned by me which is in the small residence on the lot adjoining the Auxier Hotel, except one large dresser therein which was bought by my son John Friend Auxier.

2. To my son John Friend Auxier the above mentioned dresser and the chiffoniere in the hall of the Auxier Hotel and the bed and dresser in his room in said Hotel, and the rocker saved out of the fire, which destroyed the residence on Graham Street.

3. To my son Samuel Robert Auxier my bed.

4. To my great-granddaughter, Mary Auxier Ford, the bed, easy chair and watch that belonged to my deceased daughter, Anna Auxier.

ITEM FOUR

I will and bequeath to each of my grand daughters, Mary Luck Simpson, Mary Elizabeth Ford and Jane Day Auxier the sum of (\$1.00) One dollar, to be paid to them by my Executor.

ITEM FIVE.

I will and bequeath to my son, Samuel Robert Auxier, as Trustee for my great-granddaughter, Mary Auxier Ford, the sum of \$500.00, under the directions and in trust as follows:

Said Samuel Robert Auxier shall as Trustee for my said great-granddaughter, receive and invest the said \$500.00 in any way and upon any security he may deem prudent; he may invest the entire amount until the termination of the trust or he may from time to time pay to her or for her benefit any part thereof he may desire; but when she arrives at the age of 18 years he shall pay the same, or any remainder, thereof with any and all accumulations thereon, unto my said great-granddaughter or to her then legal guardian. If my said great-granddaughter should die before arriving at the age of 18 years, the said sum, or the remainder thereof as the case may be, with all accumulations thereon shall pass to and belong to my son, Samuel Robert Auxier and his wife Anna Tucker Auxier, share and share alike if both be living, and if they both be not living, the whole thereof to the survivor, and if my said great-granddaughter die before arriving at the age of 18 years, and said Samuel Robert Auxier and Anna Tucker Auxier both predecease her then and in that event the said sum or the remainder thereof as the case may be, with all accumulations thereon shall be treated as undisposed of estate and pass to and belong to my descendants according to the Statutes of descent and distribution.

This bequest in favor of my said great-granddaughter is motivated by the fact, which I am desirous of expressing that she has been a source of great comfort to me.

ITEM SIX

All the rest and residue of the property of every kind, nature and character, which I may own at my death, I will, bequeath and devise equally and share and share alike, to my daughter, Emma Gertrude Theobald, and my two sons, Samuel Robert Auxier and John Friend Auxier, subject however, to the trust provided with respect to share of my son, John Friend Auxier as follows:

Said Samuel Robert Auxier shall, as Trustee for my son, John Friend Auxier, receive the share of my said last named son; and he may at his discretion hold all or any part of the same as Trustee aforesaid, for the period of five (5) years after my death, and may invest the same or any part thereof, or not, and if so, in any income producing securities as he may deem prudent; or he may in his discretion, pay such entire share or parts thereof from time to time, to my son, said John Friend Auxier, before the expiration of said 5 year period; but at the expiration of said 5 years the said Samuel Robert Auxier shall pay the same or the part then so held, with any and all accumulations thereon to my son, John Friend Auxier, if he be then living, and if he be dead, the said share or the remainder as the case may be, with any accumulations thereon, shall be treated as undisposed of estate and pass to and belong to my descendants according to the Statutes of descent and distribution.

ITEM SEVEN.

My son, Samuel Robert Auxier, as Trustee aforesaid, shall not be held accountable for any loss which may accrue to John Friend Auxier, or Mary Auxier Ford, or to the share of John Friend Auxier, or to the fund provided for Mary Auxier Ford, by reason of the exercise or non-exercise of the discretion and judgment of the said Samuel Robert Auxier under said trusts.

ITEM EIGHT.

If any beneficiary named herein shall institute any legal action or proceeding contesting the provision of the Will in his or her favor, or seeking a greater or different share, amount or portion than herein provided, or to void this Will, such action shall ipso facto operate as a rescission, cancellation and forfeiture of the devise and/or bequest herein contained in favor of such beneficiary, and such beneficiary shall also be excluded from any share, interest or portion in any remainder which may arise under Items Five and/or Six of this Will, and the share interest or portion herein appointed to such person shall in such event be treated as undisposed of estate and pass to and belong to my descendants according to the Statutes of descent and distribution, excluding however such beneficiary as may institute such action or proceeding.

ITEM NINE

I nominate my son, Samuel Robert Auxier as Executor of this my last Will and Testament and request that no bond be required of him as Executor or Trustee aforesaid.

IN WITNESS WHEREOF I have subscribed my name hereto in the presence of witnesses the 6th day of July, 1935.

MOLLIE F. AUXIER

Signed by Mollie Friend Auxier and by her acknowledged to be her last Will and Testament in our presence, sight and hearing, who at her request, have hereunto subscribed our names as witnesses in her presence, and in the presence of each other, at Prestonsburg, Kentucky, this the 6th day of July, 1935.

ANDREW E. AUXIER
MAYO DAVIS

residing at Pikeville, Ky.
residing at Pikeville, Ky.

I, Mollie Friend Auxier, do hereby make publish and declare this to be a Codicil to my last Will and Testament, dated the 6th day of July, 1935, hereby re-