

June the 23 1904

I James Howell knowing the Futility of life
and the certainty of death being of sound mind & best
shall on body do hereby make my last will
and testament

I hereby bequeath to my wife Jane Howell
all my land to have and to hold her life time
or as long as she remains my widow with full
right to sell all the white oak chestnut oak
timber from the size of 18 in. and up board
timber excepted the proceeds after my debts are paid
to go to the benefit of my widow and Ellen Wolfe
and my daughter Virginia Howell I also give to my
wife all of my personal property & all at the
death of my wife that my real estate be equally
divided with all my heirs

Witness

J. M. Howell

James^{his} Howell
mark

Witness Frank Parsons

June the 29

Ordinance I want to change the above will so as
to mean that my real estate be divided amongst
my wife and heirs when my daughter Virginia becomes
21 years of age

Witness

James^{his} Howell
mark

Witness Parsons

R. J. Crabtree

State of Kentucky } March term
Circuit Court } " 29" 1905

An instrument of writing purporting
to be the last will & testament of James Howell and
bearing date on Oct 24-1904 shown in open court and
ordered to be proved it is now shown that said writing
is fabricated and admitted to be so as the last
will and testament of the said decedent which is
now gone

at Malcomb Hall agree

This August the 22 1904 In the name of God amen
I James Battell being of sound mind and body make this
my last will and testament.

First: after the payment of my just debts and burial
expenses Ist I will and bequeath to my wife Margaret Battell
the residence where I now live the potato patch by the
kitchen the meadow garden barn and barn lot all
the fruit for my or her use.

2. Second I will and bequeath to Jett Battell Beginning
at the mouth of a stream opposite E. S. Laynes house
thence a straight line up the hill to a forked place
thence a straight line to the top of the ridge beginning a
stake below Laynes house marked No. 1 thence a straight
line to a persimmon tree on a point thence a straight
line on the top of the ridge.

3. Third I will and bequeath to E. H. Battell Beginning at the
mouth of a stream below the old splash dam thence up
said stream to a forked tree thence up the point to the
top of the ridge thence from corner No. 1 up Nelson Creek
to the mouth of a stream just below the John Treasors house
thence up said stream to fork above the farm thence
up the right hand fork to the top of the ridge including
both sides of the fork up to No. 1.

4. I will and bequeath to Wesley Battell Children at
the mouth of the first stream above the Duphollow thence
running up said stream to the top of the ridge thence
with said ridge to Lot No. 2 beginning at the mouth
of the above stream thence down Nelson Creek to the

mouth of a coal bank thence a straight line up the
hill to the top of the point thence up the point to Lot
No. 2 thence from the coal bank across Nelson Creek
thence with a stream to a hickory and Spruce thence
a straight line to the top of the ridge thence up said
ridge to Lot No. 2

5. I will and bequeath to S. C. Battell Beginning
on Lot No. 3 at the coal bank thence down Nelson
Creek to the old coal bank thence a straight line up

the hill to the top of the point thence up the point to Lot No 3 thence from said coal bank down the head of Wilson to a stake at the corner of the plank fence thence with the cross fence to the point running with said point to the top of the ridge thence up said ridge to Lot No 3.

6th S. Mill and beneath to Sally Ann Lagan beginning at the mouth of the Old Coal Bank corner to Lot No 4 thence down the head of Wilson creek to mouth of a drian near the coal house thence up said drian to the top of the ridge thence up said ridge to Lot No 4 thence from corner of Lot No 4 at the corner of the plank fence thence down the head of Wilson creek to a stake near the barn thence up the drian between the house and crib to the little barn thence with the left hand drian a straight line to a white oak on top of the point thence up said point to Lot No 4.

7th S. Mill and beneath to N. B. Ratliff beginning at the mouth of the drian between the house and barn thence down with the bed of Wilson to a point below the barn thence up said point with the cross fence to the top of the point thence with a marked line back to lot No 5 thence from the mouth of a drian opposite the low house down Wilson to a stake near the barn thence up the S. Guy point and with said point to the top of the ridge thence up said ridge to Lot No 5.

8th S. Mill and beneath to S. C. Ratliff beginning on Rafter line running to creek thence up the creek line head of Guy point thence a straight line to the top ridge thence down the creek opposite the March of the Wolf Camp thence across and up the road point to Rafter line.

9th S. Mill and beneath to W. S. Ratliff beginning on rock and maple opposite the Wolf Camp thence with

S. C. Ratliff the line to top of ridge thence down the back to S. C. Ratliff home line to a white rock thence across Wilson creek thence with S. C. Ratliff line to the creek gap thence up the ridge to lot No 3 thence with 10th S. Mill and beneath to Jerry Brown Ratliff including all the head of the Wolf Camp thence back to Rafter line.

Signature James Ratliff.
All Walnut timber on said James Ratliff's farm belongs to him James Ratliff, W. B. Egley, and H. S. Hagans.

We and each of us do hereby do bind ourselves to pay R. J. Ratliff to viz: Jefferson Ratliff pays 30 bushels of corn put in crib 25 bundles of blades and eight shocks of fodder, S. C. Ratliff pays 75 bushels of corn 25 bundles of blades and eight shocks of fodder, W. S. Ratliff pays 90 bushels corn 25 bundles blades & shocks of fodder, T. J. Hagans pays 31 bushels of corn 25 bundles of blades fodder & shocks of S. C. Ratliff pays 30 bushels of corn 25 bundles of blades & shocks of fodder, N. B. Ratliff pays 30 bushels of corn 25 bundles blades fodder & shocks fodder, R. B. Ratliff pays 30 bushels corn 25 bundles blades & shocks fodder, Smith children pays 30 bushels corn 25 bundles blades & shocks fodder.

All to be delivered in Crib
State of Kentucky } Dec. term
Floyd County Court } Dec. 27 1905.

A instrument of writing purporting to be the last will and testament of James Ratliff deceased was at the November term of County Court proven in open Court and ordered to say like so exceptions it is now ordered that instrument be probated and established as the last will and testament of the said decedent and as such admitted to record which is now done. A copy.

Att. Marshall C. C.