

voking the said Will so far, and only so far, as the same conflicts with this Codicil, hereby reaffirming my said last Will and Testament in every other respect, that is to say:

I bequeath to my daughter, Emma Gertrude Theobald, one share of stock of the Auxier Coal Company, and to my son, Samuel Robert Auxier, one share of stock of said Company.

I hereby modify Item Six of my said last Will and Testament to the following extent, that is to say:

I hereby revoke the appointment of my son, Samuel Robert Auxier, as Trustee for my son, John Friend Auxier, to the extent and as hereafter set forth. I hereby appoint the Trust Department of The First National Bank, Pikeville, Kentucky, as Trustee for my son, John Friend Auxier, and of his share of my estate, except the furniture mentioned in Paragraph 2 of Item Three of my said last Will and Testament, said Trust Department shall receive the share of my said son, except said furniture, and I direct the Trust Department of said Bank to pay to my said son, John Friend Auxier, the sum of Twenty (\$20.00) Dollars per month out of the same and upon taking the receipt of my said son therefor, the said Trust Department shall not be further liable with respect to the said Twenty (\$20.00) Dollars per month. I further authorize and above said sum of Twenty (\$20.00) Dollars per month out of his share, upon, and only upon, the written request or consent of my son, Samuel Robert Auxier. The said Trust Department shall continue to be Trustee of the share of said John Friend Auxier until his share of my estate under said last Will and Testament is exhausted by disbursement as herein authorized and said Trust Department is hereby authorized and empowered to invest the share of my said son, and change the form of its investment, from time to time, according to the discretion of the officers of said Department, and neither said Trust Department or said Trust Officers shall be liable for any error or judgment with respect to said investment or change of investment.

If said John Friend Auxier should die before receiving all of his share from said Trust Department as authorized in this Codicil, the part thereof remaining shall pass as provided by the latter part of Item Six of my said last Will and Testament.

(a) If said John Friend Auxier should sell, assign, dispose of, or encumber, or attempt to sell, assign, dispose of or encumber his share of my estate while same is in the possession and control of said Trust Department, or before coming to said Trust Department, or if any creditor should attempt to subject such share or any part thereof by execution, attachment or other legal process, then and in that event, and upon the happening of such contingency the provision in this Codicil for the payment of said Twenty (\$20.00) Dollars per month to said John Friend Auxier by said Trust Department, and payments of additional amounts by it as in this Codicil provided shall cease and there upon the said Trust Department and Officials thereof shall be vested with an absolute discretion to pay to said John Friend Auxier such amounts and such amounts only, and at such times as in their judgments are fit and proper, but if the provisions or any of the provisions of this paragraph (a) of this Codicil should be declared invalid the remainder of this Codicil shall not be affected but shall remain in full force.

Dated at Prestonsburg, Kentucky, this the 3rd day of January, 1936.

MOLLIE FRIEND AUXIER

Signed by Mollie Friend Auxier and by her acknowledged to be a Codicil to her last Will and Testament, dated July 6th, 1935, in our presence, sight and hearing, who at her request have subscribed our names as witnesses, in her presence, and in the presence of each other, at Prestonsburg, Kentucky, this the 3rd day of January, 1936.

ANDREW E. AUXIER
MAYO DAVIS

residing at PIKEVILLE, KY.
residing at PINEVILLE, KY.

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 Will was on the 27th day of January, 1936 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 28th day of January, 1936.

Attest, A. B. MEADE, Clerk

By Maggie Bradley D.C.

WILL OF LUCINDA LAYNE

I, Lucinda Layne being of sound mind, this being my second Will and Testament hereby dispose of my personal belongings as follows:

First, that Trimble Layne is to have the following furniture, consisting of one Bedste set or Living Room Suit, one Dining Room Set, also one Table, Six Chairs, one Buffet, one Kitchen cabinet, One Washing Machine, One Iron Bed, Mattress and Spring.

Second, that proceeds of a note of Eight (\$800.00) Hundred Dollars, owed to me by Neil Spears, shall belong to Wm. Layne at my death.

Third, that $\frac{1}{2}$ of the proceeds of one note of One (\$1000.00) Thousand Dollars owed to me by Lucinda Brannon shall belong to Ada Spears at my death.

This Will and Testament supercedes all previous disposition of property mentioned above.

This being my Last Will and Testament. This 10th day Feb. 1933,

Witness
J. M. Stumbo
Della Stumbo

her
LUCINDA x LAYNE
mark

This being my Second Will, I Lucinda Layne, being of sound mind, I hereby dispose of my property as follows:

First, that all of my just debts and funeral expenses be paid,

Second, that Chattie Layne Small, shall have House and Lot on land laid off to said Lucinda Layne in the division of the late Brodus Layne, Estate.

Said Chattie Layne Small upon accepting the benefits of the above conveyance shall pay to Trimble Layne One Thousand (\$1000.00) Dollars, the intention is for Trimble Layne to receive One Thousand Dollars from the above property.

This being my Last Will and Testament.

This 27th day of Oct. 1932.

Witness
J. M. Stumbo
Della Stumbo

her
LUCINDA x LAYNE
mark

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 Will was on the 24th day of February, 1936 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 28th day of February, 1936.

Attest, A. B. MEADE, Clerk

By Maggie Bradley D.C.

WILL OF N. C. BOUGHTON

June 8, 1935.

ONTESTINGS:

I, N. C. Boughton being in my right mind do hereby make my last Will and Testament.

All of my earthly goods, my estate, my insurance, my property and each item of worth I leave to my beloved wife and companion, Elsie J. Boughton, without any restrictions.

I further request that she be made Administratrix and would like for Henry Stephens, Jr., of Prestonsburg to advise her in any transaction or disposition of property, however, he is to serve without pay or compensation.

Since my faith in my wife, Elsie, is supreme, I request that Elizabeth be cared for according to her desire. I would like for any money that could be spared to be set aside for her educational advantage and would like further that she be sent to Ashbury for her education and religious advantages (if Ashbury remains as it is).

My last request is that Elsie will train "my baby" Elizabeth with all the care and love of her life to be a christian girl and woman.