

rights of said fund is however to be paid to the legal guardians or
wardens of said children for their use as from time to time they may
need it for their proper maintenance & support. It is also noted that a
large portion of this residue (mentioned in this clause as vested to
William & Susan) is already invested and will consist of various
invested bearing bonds & securities (both public & private, from among
the Stocks &c to be here) power being as such with the concurrence of
my friends John C. Holloman to select & reinvest any of such assets for
the benefit of said children and the good of the said fund.

I hereby appoint my sons Charles & Starting and my
Grand Son Edmund L. Starting Jr. Executors of this my last Will &
Testament and request that no bond be required of them in this office as
such, inasmuch as I have heretofore set my hand and
affixed my seal this 10th day of August 1869

J. J. Marshall
L. H. Lyne

E. L. Starting Seal

State of Kentucky, County of Special Term, September, 1869

The last Will and Testament of Edmund Lyne Starting dec'd was
produced in Court and proved in open Court by the oaths of J. J. Marshall
and L. H. Lyne subscribing witnesses thereto to be the national act and deed
of said Edmund Lyne Starting dec'd and ordered to be recorded, which
is truly done.

(H. Page 309)

Attest
Francis S. Walker, C. Sec.

M. McCormick The last will and Testament of Milton McCormick

I Milton McCormick of the town of Newburgh Warren County
Indiana do make publish and declare this to be my last Will and Testament
and I do wish and will that the property of which I am or may be seized or
of which I have or may have a legal right or claim may be disposed of man-
aged and controlled by my executors herein named according to the term
and spirit of this instrument without any interference hinder and control or
permission of any Court of law or equity whatever, my property consists of lands
and houses personal property and shares in action as follows to-wit: The main
or dwelling house situate on lots numbers 23 & 18 in due engagement to the
town of Newburgh Warren County Indiana also the west thing of the east half
of lot number 26 in said engagement and a store house therein now occupy-
ed by Daniel H. Bates and Brother, twenty eight acres and a half adjoining
said town of Newburgh on the east including the coal bank or mine
and four hundred and seven acres of land on and east of Cypress creek in
Barr Township Warren County also a farm in Laketown Davis County Kentucky
estimated to contain five hundred and forty acres in
United States bonds Six Twenties Six Thousand Dollars six months com-
pound

copies attached to at interests judgments, Mortgage and shares in action say
Thirty One Thousand Dollars and money on hand twelve or fifteen hundred Dollars
and Kitchen, hardware and parlor furniture - My family consists of my wife Susan
McCormick my eldest son Charles McCormick my eldest daughter Alice B.
my youngest daughter Glendora and my two other sons Cyrus R. and John S.
McCormick and I will and hereby direct that as each or any of the above named
children shall attain the age of twenty one years that he or she shall have allotted
and set off to him or her his or her portion of the above specified property with the
interest rents and profits arising thereon or therefrom and his or her equal portion or
any other property that may come to the hands or possession of my said executors
and I hereby authorize and empower my executors to so apportion and set off said portions
at said times each child is to be equal in the division but is to have an equal portion
at the time that his or her allotment is made and none thereafter unless the
whole estimated portion should not be received then and I hereby authorize
and empower my executors or a majority of them to sell and dispose of any and
all of the real estate above mentioned and to invest the funds accruing from
the sale thereof in Government Bonds state or national or in other real estate and
I request them especially to sell the land in Davis County Kentucky and that
in Barr Township Warren County Indiana, and I do further request authorize
and empower them to pay for my wife Susan and family upon consultation with
them a homestead or farm in a healthy locality and in a moral and religious
community, and to pay therefore out of any money that may be in their hands at
the time and my said executors or majority of them may determine the mode and
mode of sale of any of said real estate whether for cash or by a reasonable credit and
whether it shall be sold at public sale or private, but such sale shall be properly
published and they my executors are hereby empowered and authorized to execute
acknowledge and deliver deeds for any real estate they may sell, and they are
requested to ask with a prudent liberality in the advancement and supplies for
the education and maintenance of my said children and wife, such as is
suitable to their condition, but with a prudent economy and should sooty
transpire that it would make it necessary for my wife Susan to withdraw her
portion of my estate her co-executors are hereby requested to apportion and set off of the
same to her when such necessity arises and I do hereby nominate and
appoint my brother John S. McCormick my nephews George W. Hill and
Abraham H. Hill all of Henderson County Kentucky and my wife Susan to be
the executors of this my last will and testament and I further request my
executors and as well that if my daughters or either of them should marry
before they attain to the age of twenty one years, and they should marry sober
industrious prudent men neither of them should as marry their share of the
share or parts of said estate shall be set off and apportioned to them or her but if
they or either of them should marry otherwise or against their will and advice
then it shall be discretionary with them to make the advancement or not in
any other way whereof I have hereunto set my hand and seal this the 22nd day
of June 1869

Milton McCormick Seal

The above instrument consisting of three and half pages was now here
subscribed by Milton McCormick the testator in the presence of each of us
and was at the same time declared by him to be his last will and testament

BOOK C PAGE 260
and we at his request sign our names here as attesting witnesses
D. S. Bates
F. Dickmann

The State of Indiana &c
Harrick County

But remembered that on the 30th day of July 1869 Frederick Dickmann one of the subscribing witnesses to the within and foregoing last will and testament of Milton McCormick late of said County deceased personally appeared before Robert Taylor clerk of the Court of Common Pleas of Harrick County in the State of Indiana and being duly sworn by the clerk of said Court upon his oath declared and testified as follows that to say that on the 22nd day of June 1869 he saw the said Milton McCormick sign his name to said instrument in writing as and for his last will and testament and that this deponent at the same time heard the said Milton McCormick declare the said instrument in writing to be his last will and testament and that the said instrument in writing was at the same time at the request of the said Milton McCormick and with his consent attested and subscribed by the said Frederick Dickmann and D. S. Bates in the presence of the said Deponent and in the presence of each other as subscribing witnesses thereto and that the said Milton McCormick upon the time of signing and subscribing of the said instrument in writing as aforesaid of full age (that is more than twenty one years of age) and of sound and disposing mind and memory and not under any coercion or restraint as the said deponent verily believes and further deponent says not.

Frederick Dickmann swears and subscribes by the said F. Dickmann before me Robert Taylor clerk of said Court at Bonnville the 30th day of July 1869 in attestation whereof I have hereunto subscribed my name and affixed the seal of said Court.

(Seal)

Robert Taylor clerk

State of Indiana &c
Harrick County

I Robert Taylor clerk of the Court of Common Pleas of Harrick County Ind. do hereby certify that the within annexed last will and testament of Milton McCormick has been duly admitted to probate and duly proved by the testimony of Frederick Dickmann one of the subscribing witnesses thereto that a complete record of said will and the testimony of the said Frederick Dickmann in proof thereof has been by me duly made and recorded in Book 2 at pages 109-110-111 of the records of Wills of said County. In attestation whereof I have hereunto subscribed my name and affixed the seal of said Court at Bonnville this 30th day of July 1869

Robert Taylor clerk Court
Common Pleas Harrick Co

And I her by further certify that the probate of said will is duly stamped
Robert Taylor clerk

State of Indiana &c
Harrick County

BOOK C PAGE 261

I Robert Taylor clerk of the Court of Common Pleas for the County of Harrick in the State of Indiana do hereby certify that the foregoing is a true copy of the last Will of Milton McCormick late of said County deceased and of the certificate of probate endorsed thereon all of which appears of record now on file and running in my Office.

In Witness of which I have hereunto subscribed my name and affixed my official seal on this the 4th day of August A.D. 1869

Robert Taylor clerk

I Morris S. Johnson Presiding Judge of the Court of Common Pleas for the first District of the State of Indiana do hereby certify that Robert Taylor whose signature is attached to the above record is clerk of said Court for the County of Harrick in said State and the keeper of the records thereof and that his attestation to the foregoing record is in due form.

In testimony whereof I have hereunto affixed my signature this day of August 1869
Morris S. Johnson Judge

State of Kentucky &c
Henderson County

Francis C. Walker clerk of the Henderson County Court do hereby certify that this day came into Court John S. McCormick George H. Hill Christopher B. Kelly and Susan McCormick Executors named in the last will and testament of Milton McCormick dec'd by their Attorney and presented a copy of the Will of said Milton McCormick dec'd and it appearing to the satisfaction of the Court that the same has been duly probated and admitted to record in the County of Harrick and State of Indiana and the copy now presented for record is attested in due form on Motion of said Attorney the same is admitted to record in this Court.

Attest
Francis C. Walker Clerk

I say
all

In the name of God Amen I Fayette Gray of the County of Henderson and State of Kentucky being of sound mind, disposing memory over Eighty three years of age and as sound in body as a man of my age could be expected to be calling in mind the fact that death is certain & the further duration of my life for any considerable time is to my finite vision uncertain & in the hands of that God who doth all things right, being anxious while in life to dispose of the estate I properly own which the Lord whose servant I have endeavored to be for more than sixty years, has pleased to bestow upon me for the benefit and advantage of my family after I am gone hence, do make & ordain this as my true will & only last Will & Testament hereby revoking & annulling all other by me heretofore made. I wish all my just debts & funeral to be paid & my body to be buried in a decent & christian manner my beloved wife Louisa J. & Gray I give the one third of my es-