

Arch. Dixon

Hill

Attest
Jno. C. Atkinson
Jno. H. Doe-Kitt

Being of sound mind and memory, and desiring to make such disposition of my estate as will upon my death secure the interests of my dearest hereinafter named, I, Archibald Dixon of the City of Henderson Ky, do make and publish this my last Will and Testament. I, Persh, I my beloved wife Susan D. Dixon whose affection has cheered the evening of my life, I devise the house in which I live, and the lot on which it is situated fronting about 100 feet on 2^d cross street in the City of Henderson Ky, and running back the depth of the adjoining lot of Jas. R. Dumas together with all the furniture therein to be held and used by her during her life or widowhood, and upon her marriage or death said property is to vest in our children Nattie J. Dixon, Wm. D. Dixon and Thomas D. Dixon, I hereby empower my wife to sell and convey any portion of said lot not built upon, the proceeds to be used in building upon the residue, or invested in other real estate to be held upon the same terms as said house and lot. This condition is added; that my son Henry C. Dixon may continue to use and occupy the room and its furniture heretofore used by him, so long as he remains unmarried, as a place of domicile only, but upon his death or marriage the use of said room and furniture is to vest in my wife & children aforesaid. I further devise to my wife and our three children aforesaid my Wooded farm in the bend in Henderson County Ky, above the City of Henderson, my Perry farm and the Perry Pastures, opposite Evansville Ind, and my vacant lot known as the Oak pasture between Main and Elm Streets in the upper part of the City of Henderson Ky in equal portions, my wife taking an estate for her life only in her portion, which upon her death is to vest in her children as aforesaid. Should any of said children be dead at the termination of my wife's interest in the property herein devised to her, it shall vest in the survivor or survivors of said children if no lawful issue be left by them dying, and if such lawful issue be left, the issue is to take the interest of the deceased parent. My said three children Nattie J. Dixon, Wm. D. Dixon and Thomas D. Dixon, shall only have the use of the property herein devised to them during life, and upon their death it is to vest in their children, and the lawful issue of such of their children as may have died leaving issue, such issue is to take the portion of the dead parent. During her widowhood I devise my wife to act as guardian for her children, with full security, and during her guardianship she is to have the use of the rents of their property for their maintenance and education, without accounting to any one therefor. As my said children arrive at age or marry said guardianship shall cease, and if my wife should marry again

during the minority of said children that shall terminate the guardianship and I devise my executor hereinafter named to qualify as their guardian or as guardian of any that may become age. Devising it may become advisable to lay off a town upon the Perry farm aforesaid, I hereby empower my wife during the minority of said children to lay off said farm into a town and dedicate streets to the public use, and to divide into lots, and sell and convey alternate lots therein, the proceeds of such sales to be reinvested in real estate to be held upon the same conditions as the farm itself. As the children arrive at age they with their mother are empowered to lay off and dispose of the lots in such town as aforesaid.

Second. I devise the farm on which my son Archibald Dixon now resides, known as my "Hill Farm" and containing about 500 acres, together with all the personally therein belonging, to remain as a home and support for him and his family, during his life. It is my desire that he use said property for the support of himself and family and the education of his children, and he has power to dispose of the personally to that end. He is not restricted in the amount to be expended out of the profits of said estate for said purposes but he shall have no power to sell said real estate or any interest therein, nor to encumber said realty or its profits, nor shall it be subject to his debts or as to deprive his family of their interest therein. I also give to him and his family in the same interests & upon the same conditions my house and lot in the lower part of Henderson Ky, on the river, where Edmund Replein disposes resided. I devise that no security be required of him for the management of said estate. Upon his death if his present wife survive him said property shall be used for the equal benefit of himself and his children during her life and upon her death or upon his death shall he survive his wife said property is to vest in his children and the lawful issue of such of them as may have died leaving issue, the issue to take the portion of their parents.

Third. I have heretofore devised to my son Henry C. Dixon one half of my farm in Union County Ky, known as the Duck track, and containing about 900 acres, and advanced to him some \$700 in money. I now devise to him of the remainder of said track enough to make with what he already holds two hundred and fifty acres. I wish the land divided by a straight line from the river to the back line, and I give him the privilege of fixing said line so as to get him 550 acres on the upper or back part of the track as he chooses. I further give to him one half of the

the Court house in Henderson Ky, fronting 120 feet on 1st cross street and running back to my house and lot devised to my wife and her children.

Fourth. To my daughter Mrs Rebecca Dixon, wife of Henry John Young Dixon I have heretofore given notes which have been realized amounting to \$1000 and have paid on the house and lot where they reside about \$7500. I now devise to her the residue of my Union County farm above described, and one third of the City lots mentioned in the devise to Henry C. Dixon, to hold and use said property during her life, and on her death it is to vest absolutely in her children then living and the lawful issue of such as may have died leaving such issue.

Fifth. I have in money and in a house and lot recently given her advanced to my daughter Mrs Susan B. Revere wife of Maj. John F. Revere about \$10,000 and I now devise to her during her life 100 acres of my farm in the bend above the City of Henderson Ky, known as the Breckinridge farm and the remaining third of the lots mentioned in the two foregoing clauses of this will, and upon her death to her children then living, and the lawful issue of such as may have died.

Sixth. I devise to my son Joseph C. Dixon during his life my "Rehoboth farm" in the railroad about four miles from the City of Henderson Ky, together with all the stock, implements and personal property thereon, belonging and the business house and lot in the corner of Main and 1st Streets in Henderson Ky, including the lot lately purchased of Lambert. The personal property aforesaid shall be absolutely at his disposal. Upon his death I devise said property to vest in his wife & children should he leave any and their issue just as it would vest in them by law were he the owner of said property in fee simple and died intestate. X

Seventh. I devise to my grand daughter Susan Powell, daughter of Mrs Susan B. Revere the residue of my "Breckinridge farm" not devised to her mother, and devise her step-father and mother to act as her guardians and use the profits thereof in her maintenance and education, during her minority or until her marriage.

Eighth. When devises herein are made to children and their lawful issue, it is my will that such lawful issue take only the portion which would have been taken by the parent if living.

Ninth. I hereby devise to my step-daughter, Mrs Ann D. Jones, and to her two daughters my house and lot in the upper portion of the City of Henderson Ky, between Main and Elm Streets adjoining the corner lot devised to my wife and her children.

Tenth. I give to my beloved wife my buggy and buggy horse, and my carriage & carriage mules and to my son W. D. Dixon

my gold watch and to my son Thomas D. Dixon my diamond breast pin.

Eleventh. I have not consulted the wishes of the devisees herein as to what property, I should give them, and if any of them desire to exchange with each other the property hereby devised to them, or any portion thereof, they are hereby empowered to do so, but the property when so exchanged is to be held upon the same conditions and limitations as though it had been devised in this will to him or them taking it in exchange.

Twelfth. I have in the foregoing division of my estate endeavored to make my children equal, except that the devise to my grand daughter Susan Powell is considered as part of her mother's portion, and I am confident that any inequality is more than compensated in this saving the costs of a division by legal process, and removing all source of dissension among those so near to me in blood and affection. They have been the objects of my affectionate care while living and I trust that when dead they will feel that my solicitude for their welfare still lives in the provisions of this will. Possibly my wife and her children are devised a trifle beyond their proportion, but it should be remembered that her children are young and yet to be educated. There yet remain my lots in Evansville Indiana, and a lot bought of Albee in the suburbs of the City of Henderson Ky. These I reserve to pay any just debts against me at my death. After they are paid anything that may remain of this property, and all other property I may die possessed of, not disposed of in this will, I devise equally divided between my children.

For the purpose of collecting such debts as may be due me and paying such as I owe I hereby nominate and request my beloved wife Susan D. Dixon and my son Henry C. Dixon to execute this will, and they have power to sell and convey the property reserved for that purpose and to distribute the remaining proceeds of any as above directed but this is the extent of their power, and it is my will that the specific devises herein made vest in the devisees without delay and by the force of this will, without any conveyance by my executors. I further devise my books to be divided between my children in equal shares in value. On the first page I have interlined the words "and running back the depth of the adjoining lot of Sam R. Darrist".

In Testimony whereof I hereunto affix my signature this the Ninth day of July 1874, hereby revoking all other wills made by me.

Arch. Dixon

This 11th July 1874 Archibald Dixon in our presence and acknowledged the foregoing instrument as his last

Witness
Jno C. McKinnon
Jno. W. Scott

and Testament and we in his presence attest the same by our signatures to this sheet of paper and also affixing them to two other sheets, making with this ten pages in all.

Geo. C. Atkinson
Geo. W. Lockett

Being of sound mind, I, Archibald Dixon, of Henderson Ky do make and publish this codicil to my will, executed on the 11th inst.

1. In addition to the devise to my wife and her children in said will I hereby give to her the rents of the farms and ferry privileges devised to her and her children, that may be due or come due for at my death, to be used by her for the support of herself and children.

2. I make this change in the devise to my sons Wm. B. Dixon and Thomas D. Dixon: that in the event either should die leaving a widow, that said widow shall have the same interest in the property devised her husband that she would have under the law as now existing, were he the owner of the property in fee simple, and died intestate.

3. I have a negro girl named Sabree about fourteen years old bound to me until she arrives at an age, not now remembered, and I undertake if I remember ought to pay her fifty dollars when her term of service expired. I now devise her one hundred dollars in lieu of the fifty dollars, and direct my executors to pay her that sum at such times and in such amounts as they deem best for her, but the whole is to be paid within one year from the expiration of her term of service. In Testimony whereof I herewith affix my signatures to this Codicil and make it a qualification of my will, after said, this the 15th July 1874.

Arch. Dixon

Signed and acknowledged in our presence by Archibald Dixon, as a Codicil to his will of date the 11th of July 1874 and signed by us as witnesses in his presence the 15th July 1874.

Geo. W. Lockett
Geo. H. Taylor

Being of sound mind and disposing memory, I, Archibald Dixon of Henderson Ky, do make and publish this my second Codicil to my Will made on the 11th day of July 1874.

1. It is my Will that if at my death I am bound as the surety of any devise under said Will for the payment of any debt, that the property therein devised to such devisee shall be subject to the payment of such debt,

but of none other.

2. I further devise that no rent shall be charged against any devisees in said will for the use and occupation of any of my real estate of which I have given them the possession.

3. Should the property appropriated in said will to the payment of my debts prove insufficient, when it is exhausted the remainder of said debts shall be paid by my devisees in the following proportions: One half of said debts to be paid by my wife and her three children, and the other half to be paid by my children by my first wife, each of the latter paying one fifth of said half, and the other property devised to each in said Will shall be liable to the payment of his or her portion of said indebtedness. 11th. In the first codicil to my will I made a bequest to a negro girl Sabree who was bound to me, but she having abandoned my service without cause, I hereby revoke said provision in her favor.

In Testimony whereof I herewith set my signature this the 6th day of November 1875.

Arch. Dixon

Signed and acknowledged by Archibald Dixon in our presence as a second Codicil to his Will of July 11th 1874, and signed by us in his presence as witnesses, this the 6th November 1875.

Geo. W. Lockett
Thos. L. Johnson

State of Kentucky

Henderson County 30th May County Court 1876. (22nd day)

This paper purporting to be the last Will and Testament of Archibald Dixon late of Henderson County Kentucky, deceased, together with the two Codicils thereto attached was this day produced in open Court and said Will was proven according to law by the evidence of John W. Lockett and John C. Atkinson subscribing witnesses thereto, said witnesses having testified that the instrument offered to probate was signed and published by said Dixon in their presence and was signed by them in the presence of each other and of said Dixon, as witnesses, at said Dixon's request, and that said Dixon was at the time of sound mind and disposing memory.

Codicil No. 1. was proven according to law by the testimony of John W. Lockett and George H. Taylor subscribing witnesses thereto, who testified that said instrument was signed and published by said Dixon in their presence as a Codicil to his last Will and Testament and that they signed said instrument in the presence of each other and of said Dixon at his request as witnesses thereto, and at the time said Codicil was executed and published said Dixon

was of sound mind and disposing memory. Codicil No. 2. was proven by the testimony of John D. Tohill and Phas L. Johnson subscribing witnesses thereto who testified that said instrument was signed and published in their presence by the said Nixon as a Codicil to his last Will and Codicil No. 1. that said instrument was signed by them at the request of said Nixon and in his presence and in the presence of each other, and that at the time said Notator so signed and published Codicil No. 2. he was of sound mind and disposing memory. It was therefore adjudged that said Will and Codicils are the true last Will and Testament of said Archibald Nixon and ordered to be recorded as such. Thereupon the same is with this certificate duly recorded in my Office. (Order Book I Page 641-2)

Attest George W. Smith Clerk

By Ann S. Knight Secy

Eliza Spence & Eliph Spence of the County of Henderson and State of Kentucky being in full possession of my mental faculties and fully recognizing the uncertainty of life and the certainty of death do make and my last will and Testament viz

Order Book I Page 638

First of all I devise my all of my just debts including burial expenses to be paid by my Executors. Second I devise that my beloved wife Mary J. Spence shall have full possession of all my real estate during her natural life time provided however that the said Mary J. Spence shall curtail me Thirdly I devise I devise that the said Mary J. Spence shall have full possession of all my personal property to collect and to dispose of as she may think proper

Fourthly I devise at the death of my wife Mary J. Spence that all my property both personal and real then remaining to be equally divided among my lawful heirs viz Nancy J. Haysler Thos J. Spence & W. Spence and Orinda J. McCallister

Witness my hand and seal this the 28th day of Decr 1874

Attest Eliph Spence

Eliph Spence

George H. Haysler

State of Kentucky

Henderson County Court May Term 1875 22nd day

This day this paper appearing to be the last will and Testament of Eliph Spence late of Henderson County Dec was produced in this Court and proven according to law by the testimony of Eliph Spence and George H. Haysler subscribing witnesses thereto the said witnesses testifying that said paper was signed and published by said Eliph Spence as his last Will and Testament in their presence and that at his

they signed the same as witnesses in the presence of said Notator and in the presence of each other and that at the time said Will was so signed and published the said Eliph Spence was of sound mind and disposing memory It is therefore adjudged that said instrument is the true last will and Testament of said Eliph Spence Dec and ordered to be recorded as such which is here done accordingly. Witness my hand this 29th day of May 1876
C. W. Smith Clerk

American
Singles
Will

I Amicus Stroud of the City and County of Henderson and State of Kentucky being of sound mind and disposing memory and desiring to dispose of the property which I own do make and publish this my last Will and Testament - Item 1st I own and have in my possession two bonds of the City of Henderson each for the sum of Five hundred Dollars, numbered 12 and 13, and five bonds of said City each for One hundred dollars numbered 21, 22, 23, 24 and 25 each of which said bonds is dated the 10th day of August 1869 payable twenty years after date, and bear interest at ten per cent per annum from date payable semi annually - The said bonds, and the coupons thereto attached, I give and bequeath to my sister Mrs Frances Eakin. I also give and bequeath to her my house hold furniture and clothing, to keep or dispose of the same as she may think fit. Item 2nd I give and bequeath to my sister Mrs Eliza Graves the wife of James Graves of Henderson two bonds and coupons of the Strangers Rest Lodge No. 13, I.O.O.F. of the City of Henderson, No. 11 being for One hundred Dollars and No. 22 for Five hundred Dollars both dated July 1st 1870 payable twenty years after date, and bearing interest at the rate of 10 per cent per annum payable semi annually, and also the sum of Five hundred Dollars, the said bonds and money to her, for her separate use to have and enjoy the interest thereon separate and apart from her present or any future husband for and during the term of her natural life, and after her death to go to and be equally divided among her children, Sophronia Alice and James - Item 3rd. In addition to the foregoing, there is owing to me about the sum of Fifteen hundred and fifty Dollars, after the payment of my funeral expenses and any debts I may owe, I give and bequeath one half of this sum to my sister Mrs Rilda Moore, wife of H. D. Moore to have and enjoy the interest and profits thereof for and during the term of her natural life, and after her death, the said sum to go to and be divided between her two daughters Mary Jane wife of Thom J. David and Agatha wife of R. H. King the other half of said sum I give and bequeath to my nephew