

In the name of God Amen I Edward Tyler of Louisville
Kentucky, being sick and weak in body, but of sound mind
and memory, do make this my last will and testament
First. It is my will and I do direct that all my just debts
be paid.

Item. I give and devise to my beloved wife Rebecca
the rents issues and profits of my real estate so long as
she remains my widow; And in the event of my said wife
taking another husband, then I give and direct the same be
thirds of my real estate during her life and direct the same be
then allotted to her. The devise of said rents and profits and
real estate is made upon condition that my said wife shall
appear her arrival at lawful age ratify and confirm any sales
I may have made of her interest in her deceased father's
estate (the said sales being of little value, except a sale of
26 1/4 feet of lot no 241 to Benjamin Lawthorpe) which I have
no doubt she will do. And it is my will and I direct
that my Executors herein after named vent out my real es-
tate aforesaid and pay over the rents and profits thereof to
my said wife so long as she remains my widow, as the same
shall be received by my Executors.

Item. If my said wife shall have a child or children by
the present marriage, then I give and devise to such
child or children two thirds of my real estate
the death of my said wife I give

third of my real estate during her life and direct the same be
then allotted to her. This devise of said rents and profits and
real estate is made upon condition that my said wife shall
upon her arrival at lawful age ratify and confirm any sales
I may have made of her interest in her deceased father's
estate (the said sales being of little value, except a sale of
26 $\frac{1}{4}$ feet of lot no 241 to Benjamin Lawthorpe) which I have
no doubt she will do. And it is my will and I direct
that my Executors herein after named vent out my real es-
tate aforesaid and pay over the rents and profits thereof to
my said wife so long as she remains my widow, as the same
shall be received by my Executors.

Item. If my said wife shall have a child or children by
the present marriage, then I give and devise to such
child or children two thirds of my real estate, and upon
the death of my said wife I give and devise the other
and remaining third part thereof to such child or chil-
dren; But in case such child or children shall not live
or shall die under age and without lawful issue, then
and in that case I give and devise the two thirds of my
real estate to my brothers and sisters. And at the death
of my said wife I give and devise the other third of my
real estate to my said brothers and sisters to be equally
divided between them, And in case of the death of any
my said brothers and sisters without lawful issue

death of my wife Nancy. Except the negroes necessary to pay legacies herein before made and all other property, bonds, ^{debts} or money, not herein mentioned which may belong to me at my death. I give and bequeath to my Executors to be sold or used by them for the payment of my debts and fulfilling the provisions of this my last will and testament. And if anything shall remain after accomplishing these objects and paying all necessary charges it shall be equally distributed among my five children aforesaid.

And I constitute and appoint my sons William Woolfolk, Francis Woolfolk, James M Woolfolk and my son in law Amos Kendall, my Executors to carry into full effect the provisions and bequests contained in this my last will and testament. And I enjoin it upon them with my dying breath, that in the distribution of property which is not their own, except by the gift of their affectionate father, they do not strive so much to get more than their portions of the poor and worthless remnant of this world's goods which he has left them, as to preserve and cultivate that brotherly love which will afford them more real happiness, than the possession of thousands with strife and ill blood. I commend to them their mother, their sisters and each other. And with fervent prayers for their present and eternal happiness, I commit my beloved wife, my dear children and my own soul to the hands of that all wise God who gave me being.

and intestate, the share of the one so dying to descend to the survivors and be equally divided between them; And in case the death of either, leaving lawful issue, the portion of the one so dying to descend equally to his or her child or children. And if my said wife shall have a child or children as aforesaid, it is my will and desire that my said wife support and maintain them so long as she remains my widow of the rents and profits of my real estate devised to her.

And upon her marriage, then such child or children to be supported and educated out of the rents and profits of my real estate devised to them during the life of my said wife. Item. The lease given to Samuel Dickinson of the house and lot on which he lives will expire in January 1824. It is my will and desire and I direct that he be permitted to occupy the same one year thereafter free of rent or other charge.

Item. It is my will and desire and I direct that my Executors after my just debts shall be paid, do as soon thereafter as they can pay to Elizabeth Hougherty, and in case of her death, to her children as they may want it, One hundred dollars for their support and maintenance.

Item. My personal estate and the debts due me will be more than sufficient to pay my debts. I therefore direct that such part of my personal estate be sold as my Executors think best, and most perishable. And that my said wife retain such part thereof as shall not be sold; But in the event of my being unable and compelled to pay for others any sum or sums of money

most perishable, And that my said wife
thereof as shall not be sold; But in the event of my being
and Compelled to pay for others any sum or sums of money, or
the balance of my personal estate to be sold and if that shall
not be sufficient, My Executors or the survivor of them are
directed to sell and convey so much and the best valuable
part of my real estate at Public or private Sale as will be
sufficient for that purpose, And the balance of said real estate
unsold to go in the manner before directed. Also my said
utors or the survivor of them are authorized to settle any
and all controversies touching or concerning my real and
sonal estate by compromise, or in any manner they may think
most to the interest of my estate. And Conveyances or other in-
struments of writing to make or receive agreeably thereto, Also
execute any deeds of release or other instruments of writing
any estate conveyed to me in trust or mortgage to secure
payment of debts when the said debts shall be paid. Also to
any deeds of release or other instruments of writing to any estate
conveyed to me as trustee or otherwise in trust for the benefit
others, if required to do so by the persons beneficially interested.
And Lastly I appoint my brothers Levi Tyler and Isaac H. Tyler
utors of this my last will and testament. And request and desire
that they be permitted to qualify and act as such without giving
security And that they do not return an inventory and apprais-
ment of my estate as by law required. In Witness Whereof I
hereby set my hand and seal this twenty third day of November
1822

part of my real estate at Public or private Sale as will be
sufficient for that purpose, And the balance of said real estate
unsold to go in the manner before directed. Also my said
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and all controversies touching or concerning my real and
sonal estate by compromise, or in any manner they may think
most to the interest of my estate. And Conveyances or other in-
struments of writing to make or receive agreeably thereto, Also
execute any deeds of release or other instruments of writing
any estate conveyed to me in trust or mortgage to secure
payment of debts when the said debts shall be paid. Also to
any deeds of release or other instruments of writing to any estate
conveyed to me as trustee or otherwise in trust for the benefit
others, if required to do so by the persons beneficially interested.
And Lastly I appoint my brothers Levi Sykes and Isaac H. Sykes
tutors of this my last will and testament. And request and desire
that they be permitted to qualify and act as such without giving
Security. And that they do not return an inventory and apprais-
ment of my estate as by law required. In Witness Whereof I
have set my hand and seal this twenty third day of November
Eighteen hundred and twenty two

Witness my hand &c in presence of
Edw S Barnbridge
Isaac Stewart

Edw Sykes's Seal