

Kellars land, thence with his line which is also a line of the
tract on which I live North $89\frac{1}{2}^{\circ}$ East 242 poles to two beeches
in Kellars land which is corner to the land I conveyed to my
son Stephen L. Wite, thence with his line North 11° East 66
poles to a stake the corner of land devised to my son John Wite,
thence with a line thereof North 89° East 180 poles to a stake
another corner of the land devised to my son John Wite, thence
with another line thereof North 20° East 127 poles to a stone
near a corner of beech, corner to land I conveyed to my son
Lewis Wite, thence with a line thereof South 88° West $80\frac{1}{2}$
poles to the Beginning.

Item. I also give and bequeath to the Trustees aforesaid or such
of them as will undertake the said trust for the benefit of my
said son Abraham Wite and his heirs forever the following
eight negroes to wit. A negro man named Dick, a negro man
named Perry, a negro boy named Alexander, a negro boy
named William, a negro woman named Bet, a negro girl
named Malinda, a negro girl named Reziah and a negro
girl named Ann. I also give and bequeath to the aforesaid
Trustees or such of them as may undertake the trust for the bene-
fit of my said son Abraham Wite the bed and furniture
such as Lewis and Stephen Wite received. I also devise to said
Trustees or such of them as may act for the use of said son Abra-
ham twenty six dollars an equivalent for the silver spoons de-
vised to my son John Wite. I also devise to aforesaid Trustees for

I am hereby resd dollars & cents for the silver spoons de-
vised to my son John Wite. I also devised to aforesaid Trustees for
the benefit of my said son Abraham Wite three hundred dollars
Item. I give and bequeath to my Grand daughter Eliza Ann Wite
daughter of my son Lewis Wite deceased one negro girl named
Tabey to her and her heirs forever.

Item. I give and bequeath to my Grand son William Chambers
Wite son of Lewis Wite dec'd one negro girl named Hannah
to him and to his heirs forever.

Item. I give and bequeath to my Grand son Lewis Lee White Wite
son of Lewis Wite dec'd a negro girl named Meliah to him
and to his heirs forever.

Item. I give and bequeath to my Grand son Joseph Lewis Wite
son of Stephen L Wite dec'd a negro girl named Patey to him
and his heirs forever.

Item. I give and bequeath to my Grand daughter Mary Ann Wite
daughter of my son Stephen L Wite dec'd a negro girl named Sarah
to her and her heirs forever.

Item. I give and bequeath to my Grand son Joseph Lewis Wite
and my Grand daughter Mary Ann Wite to them and to their heirs
forever a negro girl named Cynthia the and her increase if any
to be hired out and proceeds of the hire appropriated to
the benefit of the said children Joseph and Mary Ann Wite
until either of them become of age or marry and then the negro
girl Cynthia and her increase if any to be equally divided
between my said two Grand children if practicable and if
not practicable to be divided as follows

I give and bequeath to my Grand Son William Chambers
Mito son of Lewis Mito dec'd a negro girl named Hannah
to him and to his heirs forever.
Item. I give and bequeath to my Grand Son Lewis Lee White Mito
son of Lewis Mito dec'd a negro girl named Meliah to him
and to his heirs forever.
Item. I give and bequeath to my Grand Son Joseph Lewis Mito
son of Stephen L. Mito dec'd a negro girl named Patsy to him
and his heirs forever.
Item. I give and bequeath to my Grand daughter Mary Ann Mito
daughter of my son Stephen L. Mito dec'd a negro girl named Sarah
to her and her heirs forever.
Item. I give and bequeath to my Grand Son Joseph Lewis Mito
and my Grand daughter Mary Ann Mito to them and to their heirs
forever a negro girl named Cynthia she and her increase if any
to be hired out and proceeds of the hire appropriated to the
benefit of the said children Joseph and Mary Ann Mito
until either of them become of age or marry and then the negro
girl Cynthia and her increase if any to be equally divided
between my said two Grand children if practicable and if
not practicable to be divided equally between them, a value to
be fixed on her and then if any increase and allotted so that one
pay to the other in money what will be equal in value between them.
Item. It is my desire provided my son John Mito shall die
before marriage that the estate both real and personal here

devised to him shall be equally divided among my aforesaid ^{five} children and the Trustees of Estate herein devised for the benefit of my son Abraham Wile, provided he shall be then living and if my said son Abraham shall not be then living to be equally divided among my Grand children or such of them as may be then living. But if my said son John Wile shall not intermarry and then die without issue leaving a widow, then in that case it is my desire that such widow shall have one third part of the estate during her life devised to my son John Wile and the other two thirds equally divided between my said five Grand children or such of them as may be then living. It is my desire provided my son Abraham Wile shall die before marriage that the estate both personal and real herein devised to the before said Trustees for his benefit shall be equally divided among my aforesaid five Grand children or such of them as may be then living and if my son John shall intermarry and die before my son Abraham leaving a child or children, it is my desire that such child or children may receive such part of the estate devised to the said Trustees for the benefit of my son Abraham as my son John Wile in full should have been entitled to receive had he been living at the demise of said son Abraham.

Whereas there are certain lands which are now held in Copartnership between my brother Abraham Wile, the heir of my brother Isaac Wile and myself which will have to be divided, I do hereby nominate, constitute and appoint my son John Wile and my friends Edmund S Bainbridge and William C Graham my Trustees who or any two or more of them, I hereby authorize to make

I do hereby nominate, constitute and appoint my friends Edmund [unclear] and William E. Graham my Trustees, who or any two or more of them, I hereby authorize to make divisions of said lands with the other Copartners and to settle all accounts as respects the said Copartnership, hereby vesting my said Trustees or any two or more of them with full power to make division of said lands, to settle, adjust, compromise or arbitrate any disagreement that may arise with respect thereto and in conjunction with the other Copartners to compromise or arbitrate in any way with any person or persons that may claim title to any part of the lands claimed by the said Copartners to make divisions, partitions and allotments of all the lands I may hold as joint tenant, tenant in common or Copartner with any person or persons whatsoever, to divide by entire tracts or parts of tracts as may think proper, to give or receive lands in such tracts or elsewhere or money or other property to give or receive in exchange and to sell out or buy out interest. I authorize my said Trustees or any One or more of them to convey to the proper persons the title of any lands they may so divide in which by any contract of mine they may think I ought in justice to convey the title of. Also to convey the title of any lands they may think proper or necessary to sell in order to obtain money for any purpose, they are herein authorized to dispose of lands for any of the powers herein given to my said Trustees may be delegated and exercised by an Attorney or Attorney in fact, if my said Trustees or any two or more of them shall deem it necessary or proper to delegate such power. Should my said Trustees or any two or more of them shall deem it necessary or proper to act before the Court.

any disagreement that may arise with respect thereto and
in conjunction with the other Copartners to compromise or ar-
bitrate in any way with any person or persons that may claim
title to any part of the lands claimed by the said Copartner
to make divisions, partitions and allotments of all the lands
may hold as joint tenant, tenant in common or Copartner with
any person or persons whatsoever, to divide by entire tracts or
parts of tracts as may think proper, to give or receive lands
in such tracts or elsewhere or money or other property to give or
receive in exchange and to sell out or buy out interest
I authorize my said Trustees or any one or more of them to con-
vey to the proper persons the title of any lands they may so divide
in which by any contract of mine they may think I ought in
justice to convey the title of. Also to convey the title of any lands
they may think proper or necessary to sell in order to obtain money
for any purpose, they are herein authorized to dispose of lands
for any of the powers herein given to my said Trustees may
be delegated and exercised by an Attorney or Attorney in fact, if
my said Trustees or any two or more of them shall deem it ne-
cessary or proper to delegate such power. Should my said Trustees
or any one or more of them die or refuse to act before the powers
vested in them are fully completed, I hereby vest the same
or like powers in each person or persons as the Circuit Court
of Jefferson County may on the application of either

of the estate either in writing or in his name to the same
use and trust and none other.

Item. It is my will and desire that said Trustee on the re-
quest of the said Sally M. Burger in writing may and shall
have the power to convey the estate hereby devised to him to
another Trustee on the same terms and conditions on which
this devise is made and that the Chancellor in bill filed
by the said Trustee or Sally M. Barnes shall have the right
to institute another Trustee.

In Witness hereof I have hereto set
my hand and seal at Louisville, Jefferson County and
State of Kentucky this twenty second day of July One thou-
sand eight hundred and thirty

Now in presence of

Wm H Booth
Subman Leves
John Price

Mary Hemwood (seal)

State of Kentucky
At a County Court begun and
held for the County of Jefferson in the State aforesaid at
the Court house in the City of Louisville on the seventh
day of March eighteen hundred and thirty one
An instrument of writing purporting to be
the last will and testament of Mary Hemwood deceased late
of this County was produced in Court and

my hand and seal at Louisville, Jefferson County and
State of Kentucky this twenty second day of July One thou
sand eight hundred and thirty

Now in presence of
Wm H Booth
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John Price

Mary Hemwood Seal

State of Kentucky
At a County Court began and
held for the County of Jefferson in the State aforesaid at
the Court house in the City of Louisville on the seventh
day of March eighteen hundred and thirty one
An instrument of writing purporting to be
the last will and testament of Mary Hemwood deceased late
of this County was produced in Court and proved to be
such by the oaths of William H Booth and Subman Lawes
two of the subscribing witnesses thereto and thereupon
the same is established by the Court as the true last will
and testament of the said Mary Hemwood and ordered
to be recorded and is recorded.

Wm H Pope

In the name of God Amen

Mary Denwood of the City of
Louisville, County of Jefferson and State of Kentucky, being sick
and weak in body, but of sound and disposing mind and mem-
ory do make, ordain and declare this to be my true last will
and testament hereby revoking all other wills by me heretofore
made and do dispose of my estate real, personal or mixed in the
following manner to wit:

First. It is my will and desire and I do hereby direct that
my just debts and funeral expenses be paid so soon after my
death as practicable.

Second. I do hereby give and devise all the rest and residue of my
estate, whether real, personal or mixed in the State of Kent-
ucky or elsewhere unto Robert A Barnes of St Louis, State of
Missouri and his heirs, Executors and assigns forever upon trust
and for the separate use and benefit of my daughter Sally M Barnes
wife of Richard Barnes during her life and after her death to
their present and future children or to those who may then
be living and to the children of such as may be deceased
Third. My son in law the said Richard Barnes is indebted
to me in a large sum of money for which I hold his note
payable to me, together with a mortgage upon sundry prop-
erty as therein enumerated and set forth to secure the pay-
ment thereof, which is of record in the Clerk's Office of the
County Court of Jefferson County in the State aforesaid, refer-
ence thereto being had it doth and will appear.

County Court of Jefferson Co. in the State aforesaid, refer-
ence thereto being had it doth and will appear
if it shall be deemed necessary and proper to do so the better
to secure and effectuate the object of this my last will and
testament and to place my whole estate and vest the same
in the said Robert A Barnes Trustee as aforesaid, I do hereby
direct that he shall bring a suit in Chancery or other suits
to discharge said mortgage in his name as Trustee as aforesaid,
and to purchase the whole or any part of the mortgaged prop-
erty at such prices as he may think proper and to hold the
same in the same manner he would have done if the mort-
gaged property now absolutely belonged to me in my own right
in as full and ample a manner as can be by words expressed

The said Robert A Barnes his heirs, Execu-
tors and assigns as Trustee as aforesaid shall permit and I do
hereby direct that the estate herein devised to him or them as
aforesaid shall remain in the possession of the said Sally
Barnes wife of Richard Barnes, during her life And that
the said Richard Barnes shall have no possession of interest
or use in or power or control over the same without the permis-
sion of the said Robert A Barnes his heirs, Executors or assigns

The said Trustee shall not be responsible for
or in any wise answerable to any person or persons for the
said property and estate or any part thereof or the hire
or use of the same.

He may at his discretion and with the
aid of the said Robert A Barnes in writing for that

direct that he shall sell or convey in Chanery or other suits
to enclose said mortgage in his name as Trustee as aforesaid
and to purchase the whole or any part of the mortgaged prop-
erty at such prices as he may think proper and to hold the
same in the same manner she would have done if the mort-
gaged property now absolutely belonged to me in my own right
in as full and ample a manner as can be by words expressed

The said Robert A. Barnes his heirs, Execu-
tors and assigns, as Trustee as aforesaid shall hermit and do
hereby direct that the estate herein devised to him or them as
aforesaid shall remain in the possession of the said Polly
M. Barnes wife of Richard Barnes, during her life And that
the said Richard Barnes shall have no possession of interest
or use in or power or control over the same without the permis-
sion of the said Robert A. Barnes his heirs, Executors or assigns

The said Trustee shall not be responsible for
or in any wise answerable to any person or persons for the
said property and estate or any part thereof or the hire
or use of the same.

He may at his discretion and with the
consent of the said Polly M. Barnes in writing for that
purpose, during her natural life sell dispose of and convey
the said property and estate herein devised to them as
aforesaid and lay out the proceeds thereof in the purchase