

In the name of God Amen, I William Preston of Jefferson County and State of Kentucky, (but at present in the State of Virginia) being of sound mind, but in critical health do on this my last will and testament hereby revoking all former Wills.

First- It is my will and desire that my just debts be paid, and if those due me are insufficient that my Executors sell my lots improved or unimproved in Preston's Enlargement adjoining Louisville or so many thereof as will answer the purpose upon such credit as they may deem proper as the exigencies of my estate will admit of.

Secondly- I will and direct that my Executors also sell as many more of improved or unimproved lots in said Enlargement as those hereafter laid off adjoining thereto ^{Jefferson Co. KY Wills 1818-1833} ^{www.kentuckypioneers.com} or four or five years as will raise the sum of Six thousand dollars which are to be appropriated to the education of my two sons Hancock and William Preston under the direction of my Executors, but in case either shall die before he shall arrive at lawful age, the undisposed balance shall go to the other for the purposes aforesaid, and in case of the death of both the balance shall be divided amongst my daughters equally.

Thirdly- I direct that my Executors continue to lay off lots adjoining Preston's Enlargement to the extent of my Eastern boundary conformably to the original intention of the same and a verbal agreement with my brother Francis who is to extend his on to Main and Market Streets, which said lots so laid off and not disposed of as above directed or as many thereof as may be necessary. I hereby authorize my Executors to sell and convey for the purposes

power of raising funds as an auxiliary support for my family
should the other funds be insufficient. And as to the balance
of my real estate, of every description whatsoever, including
what may remain unsold of my lots and houses aforesaid, it
is my wish and will that it descend to all my children, to wit:
Henrietta, Maria, Caroline, Josephine, Hancock, William and
Susannah agreeably to the law regulating the course of descent
in the State of Virginia, except the following tracts of land, to wit:
in the State of Indiana, the one near Charleston, the other near
Posks Mill, four tracts in the State of Virginia to wit: one on
Tallies Creek Kanawha County, One on Piney River Giles County,
one on Big Savannah in Monroe County and the other on
Muddy forks of Bluestone, Taylor County, all which I direct to
be sold on such credit as may be thought proper by my Executors and
the money arising therefore to go to the support of my family. As
to my personal property, I request and will that it of every
description remain in possession of my wife to be managed by her
she please for the benefit of my family on such plantation as she may
select agreeably to law to live on, but such part thereof to be given
my children as they come of age or are married as she with the
consent of one of my Executors may deem proper, having the
best confidence in her discretion and justice. My beloved wife
hereby perceives, that it is my intention she should
please take the thirds of my estate agreeably to law and
promising a fee simple estate to her which has been my
heretofore by her father's dying intestate she will be entitled to
the thirds of my estate, which vests what she may

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proper to be made to my beloved wife, to which I wish to add I have
the strongest and most undiminished affection for her in
Fourthly - After my wife shall have selected her place of residence
it is my wish the family remain with her unless in the event that
Mrs Wancock the mother of my wife should live with her, in that case
I direct that my sons shall be removed and placed at school from home
under the direction of Executors.

Fifthly. In all cases of sales of lands or lots which I have made heretofore
or may make hereafter or have directed above, I hereby authorize my
Executors to make title therefor to the purchasers in as full and complete
a manner as if I were living and to make such transfers or conveyances
as may be deemed necessary to my brother Francis and to heirs for the
division of land called the Price lot returning Louisville and all
the lots laid off thereon an agreement between my
said brother and myself, he on his part performing the same duty
so as to confirm each other in all their rights and the persons
who have become the purchasers of lots.

And I do hereby constitute and appoint my beloved wife Caroline
my Executrix and my friends James B. Pearce, Harris B. B. B. B. B.
both of Jefferson County, Joseph Cabel Breckinridge of Lexington
all of the State of Kentucky, Samuel Peyton of Wythe County and
James M. Howell Sen of Rockbridge County and State of Virginia
Executors for the purpose of carrying into effect this my last
will and testament. In Witness whereof I have hereunto sub-
scribed my name in my own proper hand this third day of
January One thousand Eight hundred and twenty One

January One thousand Eight hundred and twenty One

Witnessed

Wm Preston 

James H. Piper, John Floyd
Coan Preston, Lotitia Floyd

I Codicil to the last will and testament of William Preston of the State of Kentucky dated the third day of January One thousand eight hundred and twenty one. William Preston being of sound mind and memory do make hereby an addition to the will before mentioned as followeth -

First. I direct that my Executors named in the will aforesaid shall divide my estate to my Children as the will directs and that the division shall be made by Lottery as soon as they severally arrive at age or majority. In the course it will be in the power of the Executors to correct by redistribution any inequality in value which may exist from adventitious circumstances in the lot or shares intended for my Children, Understanding always that as soon as an assignment by lot is made, that it is final as to that legatee.

Second. The division of my estate may be made by the agreement of any three of my Executors, And as it is not the intention of the testator to impose unnecessary trouble on his friends, a redistribution of the estate is not to be made unless there be palpable inequality in their opinions in the first division.

It is my wish and will that the legatees shall not have their shares of my estate before they are capable in law of receiving the same or are so by an assignment of the estate.

of January, One Thousand Eight hundred and twenty One

Witnesses

Olegia Madison
Lotitia Floyd
Whiterson

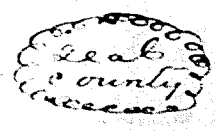
Wm Preston

At a Court held for Montgomery County the 7th day of February 1821. This last will and testament of William Preston deceased with a codicil thereto annexed, were presented in Court and the said will proved by the oath of James McPiper and John Floyd. Two of the witnesses thereto subscribed and thereupon ordered to be recorded. And at another Court held for the said County the 6th day of March 1821, the said Codicil was proved by the oath of Jefferson Co. KY Wills 1818-1833
www.kentuckypioneers.com and Lotitia Floyd two of the witnesses thereto subscribed and thereupon ordered to be recorded.

Charles Taylor Cmc

State of Virginia

Charles Taylor Clerk of the Court of the County of Montgomery do hereby certify to all whom it may concern that the foregoing last will and testament of William Preston deceased with the codicil thereto annexed are truly copied from the records of the said Court.



In testimony whereof I have hereunto set my hand and affixed the seal of the said County the 14th day of March 1821

Charles Taylor Cmc