

have hereto subscribed our names as witnesses.

W. L. J. Braeklin.

A. K. Leach.

J. W. Taylor.

State of Kentucky }
County of Ohio } Sec.

I, Saml H. Cox, Clerk of the Ohio County Court, do certify that the foregoing last Will and Testament of A. P. Montague deceased was this day produced in open Court and duly proven by the oath of A. K. Leach and J. W. Taylor, subscribing witnesses thereto, and thereupon ordered to be probated and recorded, and I further certify that I have truly recorded the same in my office. Witness my hand, this 2d. day of August, 1881.

Saml H. Cox, Clerk.

Platt and boundaries A. Woodward's lands:

Lot No. 1, 294 acres: Beginning at a stone corner to J. M. Woodward in the Leathorn Road, thence with J. M.'s line S. 16° W. 84 poles to a stone, thence S. 89° E. 8 poles, 19 links to a stone on a line as was established in the Deeds from Pope to said Woodward, thence S. 10° W. 161 poles to a hickory and two sweet gums, thence S. 80° W. 185 poles to two water oaks, gum and hickory, thence N. 75° E. 20 poles to a sweet gum on the Leathorn Road, thence with said road as it meanders now and with the middle thereof to the beginning.

Lot No. 2, 84 acres: Beginning at a gum on the Leathorn Road, corner to No. 1, thence N. 10° W. 73 poles to three beeches on the bank of Barnett's Creek, corner to Stephen Woodward's land, thence with his line N. 80° E. 142 poles to two beeches on top of a ridge, thence East 14 poles to one beech, J. M. Woodward's corner, thence with his line S. 67° W. 66 poles to a stone near a beech tree in the Leathorn Road, thence with the middle of said road as it runs to the beginning.

Lot No. 3, 40 acres: Beginning at 3 beeches on the bank of Barnett's Creek, corner to S. Woodward, thence S. 10° E. 73 poles to a sweet gum on the Leathorn Road, thence S. 75° W. 20 poles to three gums, thence N. 10° W. 6 poles to a beech on the bank of Barnett's Creek, thence down said Creek as it meanders West 53 poles on a straight line to a beech on the bank about two poles East of the bridge, thence N. 80° W. 36 poles, 9 links to a stone near the Leathorn road and South of said road and Mt. Christ Church, thence with Edmund Taylor's old line N. 10° W. 143 poles to a stake, corner to Larson, thence with his line S. 80° E. 84 poles to Barnett's Creek at the mouth of the Pidgeon roost branch, thence down said Creek as it meanders to the beginning.

Lot No. 4, 120 acres: Beginning at a beech on the bank of Barnett's Creek, corner to No. 3, thence down said Creek as it meanders N. 53 poles on a straight line to a beech about 2 poles East of the bridge, thence N. 80° West, 36 poles, 1 link to a stone on Edmund Taylor's line, thence with said line S. 44° E. 25 1/2 poles to a gum and ash, P. Coleman's S. W. corner of his 1000 acres, thence with his line N. 80° E. 80 poles to 2 water oaks, gum, and hickory, corner to No. 1, thence with a line of No. 1 N. 10° W. 228 poles and 11 links to the beginning.

Lot No. 5, 43 acres: Beginning at a gum and ash, S. W. corner of P. Coleman's 1000 acres, thence with his line N. 10° W. 106 poles to two sweet gums, gum, and maple on the bank of Barnett's Creek, thence with Wm. L. Rowan's line S. 80° W. 65 poles to a stone, corner to Hammond, thence with his line S. 10° E. 106 poles to 2 gums and 2 ash, thence N. 80° E. 65 poles to the beginning.

Lot No. 6, 118 acres: Beginning at a walnut stump, 2 cherries and water oak on the bank of Rough Creek, thence N. 10° W. 214 poles to a gum and ash, P. Coleman's S. W. corner of his 1000 acre tract, thence S. 80° W. 65 poles to 2 gums and 2 ash, corner to No. 5, thence S. 10° E. 44 poles to a white oak, willow oak, and 3 hickories, thence S. 80° W. 52 poles, 12 links to four hickories, thence S. 10° E. 120 poles to a beech, gum, and elm, thence N. 80° E. 44 poles three beeches on the bank of Rough Creek, thence up said Creek as it meanders to the beginning. Jan. 1871.

See for plat and compiling notes of boundaries, \$3.00.

R. E. Barnett, Surveyor.

In the name of God, Amen: I, Ashford Woodward, being of sound mind and disposing, but weak of body and advanced in years, and being desirous of being fully prepared for the final summons which must sooner or later call human beings from this earth and its cares, do hereby make, publish, ordain and declare this my last will and testament in manner and form as follows: I give, I bequeath my body to the earth whence it came and my soul to God who gave it. It is my desire that my body be plainly but neatly interred in the family burial ground, and that my hereinafter named Executor cause to be erected over my grave a set of plain marble tombstones appropriately inscribed, such as are common in said family burial ground. The said stones to be erected under the personal supervision of my Executor. Item, I will and devise to my beloved wife Polly Woodward my home farm of Two hundred and Ninety-four acres of land, together with its appurtenances. - To have and to hold, use and enjoy, during the period of her natural life, and afterwards to be disposed of as I may hereinafter direct. I also will and bequeath to my beloved wife all my household and kitchen furniture of whatever description during the period of her natural life, if she shall see proper to keep it; but such part thereof as she may not desire to keep I desire my Executor to sell on such terms as he may think best for the interest of the estate, - the proceeds to be distributed as my other general estate. I also will and bequeath to my said wife one choice horse, to be selected by herself; and if there be none among all my horses that will suit her, then my executor is directed to sell all my horses, and procure my said wife a horse that will suit her. I also will and bequeath to my said wife two milk cows and calves, to be chosen by herself, and as many as ten head of hogs, to be chosen by herself, if she may wish to keep any hogs. It is my desire that in the event that the farm which I have devised to her for life, shall be insufficient to maintain my said wife, or the rents and profits thereof, then I direct that my Executor make up the deficiency out of my distributable estate; and I desire that my Executor shall superintend the farm and other business of my said wife, unless she may wish otherwise. I also give and bequeath to my said wife all the poultry on hand. Item, I will and devise to my beloved son Stephen Woodward my tract of Eighty-nine acres of land, lying and being North of the Home farm and North of and adjoining the Hartford and Rivermore and Balhorn road, and designated on the plat and boundaries of my lands, made by Robert E. Barnett Esq. in January, 1871, as "No. 2, 84 acres"; and I also give and bequeath to my said son

another tract of Forty-three acres of land lying South West from the home farm, on the waters of Barnette creek, said creek running through the N. W. corner of said tract, and known and designated on said plat as "No. 5, 43 acres". To have and to hold the said lands to my said son during his natural life, with remainder to his lawfully begotten children, to whom and their lawful heirs I desire it shall descend at the death of my said son. Item, I will and devise to my beloved daughter Sabel Morgan, free from the debt or control of her present or any future husband, a tract or parcel of Ninety acres of land lying on the waters of Barnette creek and North of the Hartford and Rivermore and Balhorn road, and known and designated on said plat as "No. 3, 90 acres". To have and to hold the said tract of land to my said daughter during the period of her natural life, with remainder to her lawfully begotten heirs in fee simple. Item, I will and devise to my beloved daughter Eliza Chapman a certain tract or parcel of land, containing One Hundred and Twenty acres of land, lying and being adjoining to and West of the home farm, Barnette creek passing through the Western portion thereof, and known and designated on said plat as "No. 4, 120 acres", being the same which contains a coal bank in the North West corner. To have and to hold the said land, together with its appurtenances, unto my said daughter Eliza Chapman, free from the debt or control of her present or any future husband, for the period of her natural life, with remainder to her lawfully begotten heirs in fee simple; but I make this devise with these power reservation that all my other children are to have the right to dig or cause to be dug out of said coal bank what coal they may need for their individual use respectively, and are to have the right of way to and from said bank for the purpose of carrying away their coal, during the natural lives of my children. Item, I will and devise to George Hoover, Elizabeth Hatfield, William Hoover, Polly Warren, and Lucinda Hoover, and Stephen R. Hoover, surviving children and heirs at law of my deceased daughter Sally A. Hoover a certain tract or parcel of land lying South West from the home farm and adjoining Rough creek on the South and lot No. 5, devised above to my son, Stephen Woodward, on the North, containing One Hundred and Eighteen acres, and known and designated on said plat as "No. 6, 118 acres". To have and to hold the said land, together with its appurtenances, unto my said grandchildren during the period of their natural lives, free from the debt or control of the husbands of the girls, with remainder in fee simple to their lawfully begotten children, in

cohearsman; and in the event that either of my said grand-children mentioned in this devise shall die without issue surviving, then such deceased one's share shall be divided equally between the survivors and the children of such as shall die leaving surviving issue. Item, I give and devise to my beloved daughter Lucy Panner the following described tract or parcel of land, being One Hundred and Thirty-one acres lying on the waters of Barnett's creek, and adjoining the farm of my son Stephen Woodward on the North. (I mean the farm on which my son Stephen now lives) being the same conveyed to me by Richard Hoover, which Deed is now of record in the Ohio County Clerk's office. To have and to hold the said tract or parcel of land unto my said daughter Lucy Panner during the period of her natural life, free from the debt or control of her present or any future husband, with remainder to her lawfully begotten children in fee simple. This land is not included in the plat above referred to. Item, I give and bequeath to my beloved son John L. Woodward One Thousand Dollars less what he has heretofore received, or shall have received at my decease, which is to be charged to him, but no interest to be computed or charged against him. Item, To my beloved daughter, Lydia E. Leach I give and bequeath the sum of One Thousand Dollars less what she shall have received at my decease, which shall be charged to her without interest. To be held in trust by my herein after named Executor for the sole use and benefit of the said Lydia and her children, free from the debt or control of her present or any future husband. Item, To my beloved daughter Laura French I give and bequeath the sum of One Thousand Dollars, less the amount which she shall have received at my decease, which is to be charged to her without interest. Item, To my beloved daughter Ellen Newton I give and bequeath the sum of One Thousand Dollars, less the amount she shall have received at my decease, which is to be charged to her without interest. Refer to the said plat and boundaries of my lands made by R. E. Barnett Esq. in January, 1871, and which I shall file with this my last will and testament, so that when one is found both will be found, - for a more particular description of the lands above devised, in which said plat is referred to, and make and incorporate into this my will said plat and boundaries, so far as the same is necessary to identify the lands therein mentioned and described. I direct that my above named daughters, Isabel Morgan, Eliza Chapman, and Lucy Panner, to whom I have devised lands, or rather to whom and their children I have devised lands, shall pay or cause

to be paid to my Executor their several indebtedness to me before they shall be permitted to enter on or enjoy the lands devised to them respectively, which sums shall be accounted for by my Executor in the distribution of my estate and the settlement thereof; and should my said daughters or any other of my devisees to whom I have given lands fail to pay or cause to be paid such indebtedness to my Executor for the purpose above indicated; within a reasonable time after my decease, my Executor is directed to rent or lease the land devised to such delinquent or delinquents till the rents and profits satisfy such indebtedness but no longer, after which the lands are to go as directed in the several devises of land.

Item, It is my will and desire that after the payment of the foregoing bequests of money, should there be a surplus in the hands of my Executor, that he loan the same out at remunerative interest, with good security, and keep the same on interest till the death of my wife, unless it or a portion thereof shall be necessary for the comfortable maintenance of my said wife, in which case it is my direction that it be so applied, and at the death of my said wife such surplus, if any, it is my desire shall be equally divided between all my heirs, the heirs of each of my children as may be dead taking by representation. Item, It is my will and desire that my said wife shall have the sole use and enjoyment of the home place above devised to her, and the rents and profits thereof, during her natural life; and at her death, if any one or more of my said children shall be desirous of buying the same, and are able to do so, I desire my Executor to sell the same to him or her or them at the valuation of two disinterested men of judgment and experience, and divide the proceeds among my heirs as I have above directed the division of my residuary estate; but should none of my children be able to purchase the same or none of them desirous of so doing, then it is my desire that my Executor rent or lease the same from time to time for such time and upon such conditions as will redound most to the interest of the estate, and divide the rents and profits among my heirs as my residuary estate is above directed to be divided; but if in the course of time my Executor shall think such leasing or renting is impairing the value of said farm more rapidly than the growth and development of the country is appreciating or sustaining the same, then I desire him to sell the same on the best terms possible, and divide the proceeds among all my heirs as above directed with regard to my residuary estate. I hereby nominate and appoint my beloved son Stephen Woodward Executor of this my last will

and testament, and enjoin upon him to sell all property belonging to my estate not disposed of by the provisions of this will, pay my debts if any, and funeral expenses, and pay over to those to whom I have bequeathed money, enough to make the One Thousand Dollars respectively as soon as may be, provided there is a sufficiency on hand to pay each of said legatees their money legacies, - charging them with advancements as above directed, respectively, and to secure a comfortable maintenance to my said wife; but should my estate be insufficient to pay said money legacies in full, and secure the comfort of my said wife, then I desire to deduct or abate from the money legacies enough to make up the deficit required for my wife's comfortable maintenance, and in the final distribution of my estate or as soon as may be, pay those to whom I have bequeathed money the remainder of their One Thousand Dollars respectively, before paying anything more to those to whom I have given lands; and when the money legacies are paid their Thousand Dollars each, then all my heirs are to share equally the remainder of my estate.

Reposing full faith and confidence in the integrity and fidelity to principle of my said son and Executor Stephen Woodward, I request of the Court not to require of him security in order to qualify him to take upon himself the execution of this my will, and further request that the Court allow him a reasonable compensation for his services.

In Witness Whereof I have hereunto set my hand and subscribed my name, this 24th day of February, A.D. 1871.

A. Woodward.

Witnessed by Saml E. Hill, A. B. Baud.

Codicil. - After mature reflection upon that part of my foregoing will, contained in the latter part of the 11th item with reference to my daughters, to whom I have devised land by the foregoing will, paying to my Executor their several indebtedness to me, and providing that my Executor should lease or rent the land devised of the delinquent or delinquents till such indebtedness should be paid, and having thought a great deal about that provision of my will, and feeling apprehensive that it might create some hardship on some of my children, I wish to modify that provision as follows: should the execution of that provision of my will above referred to be likely to distress any of the devisees, then I desire that my Executor allow them to go upon, use, and enjoy their several lands, without the previous payment of their several indebtedness to me to my Executor; and my Executor is directed to retain such indebtedness out of the proceeds of sales of the home-farm, after the death

of my wife; and my Executor is directed to claim and retain simple interest on the amount of indebtedness of each of my daughters to whom I have devised land as aforesaid, unless such indebtedness shall be paid to my Executor within a reasonable time after my decease; but no interest is to be charged against them or either of them till after the death of my wife.

Witness my hand and signature, this 18th day of November, 1871.

A. Woodward.

Witnessed and signed in presence of Saml E. Hill, D. B. French.

Codicil. - I, Ashford Woodward, being of sound mind and disposing memory, do hereby make this codicil to a last will and testament executed by me on the 18th day of Nov'r, 1871, viz: I direct that my son Stephen make no disposition of any of my live stock, farming implements, or household effects during the lifetime of my beloved wife, except such as my said son may see proper in his discretion to sell of the farming implements and stock, it being my wish that the stock and farming implements and household effects shall remain unsold and for the use of my wife and our widowed daughter Lucy Panner, now residing with me, and whom I direct shall have a home on the old homestead with her mother, during the lifetime of the latter; but should my said son see proper to sell any such property during the life time of his mother, then the proceeds of such property are to be applied to the maintenance and comfort of my wife and our said daughter Lucy and the family residing with them - I mean Lucy's children. I further direct that my son and Executor Stephen Woodward make no distribution of the personal estate which I may leave during the life time of his mother, my object being to secure her comfort during life, and to that end I direct my said son to make such expenditures from my personal estate as may be necessary for the purpose, and for which he shall have credit in the settlement of his accounts. My desire is that my wife and our said daughter Lucy and her children shall have a maintenance during the lifetime of my wife from the homestead farm, which is to be managed by my son Stephen; but I do not limit Stephen to the products of said farm to accomplish that end, but authorize him to make such additional expenditures from my personal estate as may be necessary for the purpose. I further direct that should my wife and daughter Lucy be unable to earn a support on the homestead under Stephen's supervision, then my wife being willing, Stephen may take her to his home

and take care of her; in which event, or at the death of my wife, my daughter Lucy shall remove to the land devised to her under my will, and Stephen shall take charge of the homestead as therein directed. I further request that Stephen be not compelled to settle his accounts as my Executor till he shall be ready to make a final settlement. I leave it to Stephen's discretion in the event the immediate care of his mother shall devolve upon him, to take her to his house or himself remove to the homestead, in which latter event he is to pay no rent. The tract of land devised to Lucy Panner I place under Stephen's control so long as Lucy and her mother live together, and the profits are to be applied to paying the way of my wife and said daughter if necessary; but if not needed for that purpose, such profits shall go into and be distributed as my general personal estate. If Lucy wants to move to her farm during her mother's life, she is to have such live-stock as may be necessary to start to farming, without being charged therewith. This 30th September, 1880.

A. Woodward.

Signed in our presence and in the presence of each other.

Sam E. Neill.
W. McHenry Jr.

State of Kentucky }
Ohio County Court } Let.

I, Sam H. Cox, Clerk of the Ohio County Court, do certify that the foregoing last will and Testament of Ashford Woodward deceased, and the codicil annexed thereto dated 18 Nov'r, 1871, were on the 2d day of August, 1881, duly proven in open Court by the oath of Sam E. Neill, one of the subscribing witnesses thereto, and who also made oath as to the attestation of W. H. French also a subscribing witness thereto. And on the 3rd day of August, 1881, the same were proven by the oath of A. B. Baird, a subscribing witness. And on the second day of August, 1881, the codicil dated 30 September, 1880, was also proven by the oaths of Sam E. Neill and Henry McHenry Jr, subscribing witnesses as provided by law. And said will and codicil having been examined by the Court were ordered to be probated and recorded, which has been done.

Given under my hand, this 2d day of August, 1881.
Sam H. Cox, Clerk.

And

The last will and Testament of Nathaniel Howard of the County of Ohio, State of Kentucky: I, Nathaniel Howard, considering the uncertainty of this mortal life, and being of sound mind and memory, (Blessed be Almighty God for the same!) do make and publish this my last will and testament in the manner and form following, that is to say: First, I give and bequeath unto my beloved wife Margaret A. Howard all my personal property for the purpose of raising my children. Second, I also bequeath the use and benefit of my real estate unto my said beloved wife until the youngest child living shall become of age, except that hereinafter named, and after such time, to be disposed of as hereinafter named: Third, I give and bequeath unto my oldest daughter Veredica A. Baize fifty acres of land lying in Ohio County, Ky. on the waters of Indian Camp Creek, being where she now lives, — this to be her entire share of my entire estate both real and personal. Fourth, It is my will and desire that after the youngest child shall become of age, that my estate both personal and real, or so much thereof as may remain, shall be equally divided among each of my children not heretofore named: Charles W. Howard, Sarah P. Howard, Emily J. Howard, Luther A. Howard, Mary Ann Howard, reserving the third part thereof for the benefit and support of my widow, through her natural life. Fifth, I hereby appoint my beloved wife Margaret A. Howard sole executrix of this my last will and testament, hereby revoking all other wills made by me. In witness whereof I have hereunto set my hand and seal, this 18th day of July in the year of our Lord, One Thousand Eight Hundred and Eighty-one.

Nathaniel Howard

The above instrument, consisting of one sheet, was now here subscribed by Nathaniel Howard, the testator, in the presence of each of; and was at the same time declared by him to be his last will and testament: and we, at his request, sign our names hereto as attesting witnesses.

Nathaniel P. Howard, residing in Berkeley.
James Waide Corabtt

State of Kentucky }
County of Ohio } Let.

I, Sam H. Cox, Clerk of the Ohio County Court, do certify that the foregoing last will and testament of Nathaniel Howard, deceased, was this day produced in open Court and duly proven by the oaths of Nathaniel P. Howard and James Waide Corabtt, subscribing witnesses thereto, and thereupon ordered to be probated and