

Will of Joshua Hazelrigg

In the name of God, Amen. I, Joshua Hazelrigg of the County of Bath and State of Kentucky being weak in body but of sound mind and disposing memory (for which I thank God) and calling to mind the uncertainty of this mortal life and being desirous to dispose of all such worldly Estate as it has pleased God to bless me with I give, bequeath and devise the same in manner following, that is to say: First it is my will and desire that all my just debts to first be paid out of any money which I may have on hand or owing to me at my death or which may arise out of the sale of any of my personal property that may be sold.

Second. It is my will that my wife have the use of one third part of my land during her life to be laid off as follows: To wit: Beginning in the line between my Brother Eli and myself so far East of my dwelling house that a direct south line will include my barn and orchard running South to the East corner of the orchard, thence west to the South west corner of the orchard, thence to the line between Isaac Gray and myself so as to include one third part on the west and north of the above described lines and after my wife's death it is my will and desire that my son Harvey have the above described land and I give and desire the same after my wife's death to him and his heirs forever by his paying to the children of my daughter Nancy Fleming deceased Two hundred Dollars within one year after the death of my wife that is to such of them as may be living at that time and to such of the children as may be living of my daughter Betsey Richards Two hundred dollars and to such of the children of my daughter Izza Potts deceased as may be living Two hundred dollars and to my daughter Sally Boardman Two hundred dollars and to my Sons James, William and Eli Two hundred dollars each. All of the above payments to be made as directed soon after the death of my wife unless otherwise arranged by the parties themselves. Third. Of the remaining Two thirds of my land, I give and devise one eighth part to my son William to have and to hold the same from and after my Death to him and his heirs forever and to be laid off as follows: To wit: Beginning at my North East corner thence along the line between James McElhany and myself to the line of William Craycraft thence west along the line between P. Craycraft and myself so far that a direct line to the line between my brother Eli and myself and thence to the Beginning will include the quantity. Fourth. All the remainder of my land which is not disposed of, I will and devise to my son Harvey to have and to hold the same from and after my death to him and his heirs forever by his paying to such of the children of Nancy Fleming Deceased as may be living four hundred dollars and to such of the children of Betsy Richards Deceased as may be living four hundred dollars payments to be made as follows: To Wit: to such of the children as may be Twenty One years old and afterwards to be paid within one year after my death and to those which are under Twenty One years old at my death to be paid within Two years after my death. Fifth. It is my will and desire that my wife shall have during her life five of my negroes: To Wit: Ellen, Lucy, Riley, Ben and Anthony and after her death to ___?___ and to and be divided amongst and between my heirs as though I had died without having made a will. Further all my household and kitchen furniture and as many of my farming utensils as she may think necessary for her farming use as long as she shall continued unmarried and no longer and further. It is my will and desire that all the rest of the negroes which is not above disposed of and of which I may die possessed be valued by some disinterested person or

persons and divided in eight equal lots as near as may be and each lot with their respective valuation be first upon a separate ticket and then each one of my children that are living or some person for them shall draw each one ticket and the negro or negroes whose name shall be upon the ticket shall belong to such as draws it or for ___?___ drawn at such valuation and then some person shall draw one for the children of my daughter Nancy Fleming deceased and the negro or negroes whose name or names shall be upon such ticket shall belong to such children at the valuation thereto attached and then some person shall draw one ticket for the children of Betsey Richards deceased and the negro or negroes whose names shall be upon such ticket shall belong to her children at the valuation thereto attached and the remaining ticket with the negro or negroes whose name or names shall be thereon shall belong to the children of Izza Potts at the valuation thereto attached and those who draw or for whom drawn tickets of the highest valuation shall pay to those who draw or for whom is drawn tickets of the lowest valuation an amount sufficient to make them equal. It being my intention that a division shall be made as equal as though I had died intestate. Seventh. It is my will and desire that all of the remainder of my estate be equally and impartially divided amongst my heirs or legal representative as though I had died without having made a will. Lastly, I thereby constitute and appoint my wife Frances Hazelrigg Executrix and my son Harvey G. Hazelrigg Executor of this my last will and Testament hereby revoking all other or former wills or Testaments by me heretofore made. In witness whereof I have hereunto set my hand and seal this 2nd day of February 1836.

Joshua Hazelrigg

Signed, sealed and published same declared as the last will and testament of the above named Joshua Hazelrigg in the presence of David Hazelrigg, George Harvey and Moses J. David.

January Court 1837

This instrument of writing purporting to be the last will and Testament of Joshua Hazlerigg, dec'd was produced and given in open court by the oaths of David Hazelrigg and George Harvey witnesses thereto. Subscribed and order to be recorded whereupon the same hath been duly admitted to record in my office as the law directs. Given under my hand as clerk of said court this 9th day of January 1837.

W. M. Sudduth Bath Co. Clerk

[Source: Bath County (KY) Probate Record Book C, page 425]