

**Transcription of the Will of Aaron Fontaine**

by Claudia F. Edwards, 11 May 2016.

Original Will Found in Louisville,  
Jefferson County, Kentucky, Will Book 2,  
pp. 226-227.

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“In the Name of God Amen

I Aaron Fontaine of the County of Jefferson and State of Kentucky  
being of sound mind and perfect memory but weak and infirm  
And mindful of uncertainty of all human things do make, ordain,  
and publish this as my last will and testament.

Item: Primo I will and devise that all my just debits be paid by  
executor so soon after my death

Item: I give and devise to my Daughter Barbara C Cosby, widow  
of the late Charles P. Cosby, my two Negroes Lewis and William.  
Commonly called Bill, to her and her heirs forever.

Item: I give and devise to my sons, Alexander A. Fontaine, Henry  
Whiting Fontaine, Aaron Fontaine and to my loving daughter  
Emeline Fontaine the plantation whereupon I now reside.  
Containing two hundred and fifty acres and if the survivor or  
survivors of them and their heirs forever. But should either of my  
said four children die before they attain the age of twenty one years  
or marry, then share and interest of such child or children so ding  
shall go to and rest I the survivor or survivor's.

Item: I give and devise my said children Alexander, Henry,  
Emeline and Aaron the -----or tract of land on the Ohio River in  
the state of Indiana purchased by me from Jesse? Datman or  
Dalman? Containing forty six acres and twenty nine hundredths of  
an acre to them and their heirs forever but should any of my

children die before they attain the age of twenty years or marry then the share and interests of such child or children so dying. shall go and rest in the survivor or survivors.

Item: All the rest and residue of my lands lying and being in the State of Indiana some parts of which are paid and some not paid for.

I hereby devise to my executive herein after named for the purpose of paying any debts with full authority and hereby authorizing my executors or majority of them to sell said lands or any part they see proper for this purpose of paying any debts if in their opinion such sale shall be necessary for the payment of my debts.

Item: In case no sales or sale shall be made by my executor of the lands devised in trust to them. Their \_\_\_\_\_ and in that case I give and devise such lands on each of them that as maybe not sold by my executor to my said four children Alexander, Henry, Emeline and Aaron Fontaine and to the surviving and or survivors in case of the death of other or of them before they attain the age of twenty one years in \_\_\_\_\_ then and in that case I devise this share or shares of such as shall so die to the survivor or survivors.

Item: I give and devise to my said daughter Barbara C Costly? One of my best beds and its bedding.

Item: I give and devise to my said four children Alexander, Henry, Emeline, and Aaron my other negroes ones go to wit \_\_\_\_\_ . Sydney, Randolph, Dick, Henry, Reuben and Stephen but should either of my”

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“said children die before they attain the age of twenty one years of maturity, then this share or shares of this child or children be dying shall go to and belong to their survivor’s inheritance.

I devise and give my Negro man named Abraham to Massima Fontaine in trust for the benefit of the family of James G Fontaine.

Item: I will and devise that all my households and kitchen furniture not herein otherwise disclosed of my horses, hogs, cows, Farming utensils, and all other my personal estate, not hereby Dispersed or sold by my executors and the proceeds there of applied so far as may be necessary for the payment of my debts. Any surplus which may be in their hands from this or from the sales of my Indiana lands to go to my said four children and to the survivor or survivors of them.

Item: All of my property of every sort kind and description no hereby disposed of I give and devise to my said four children Alexander, Henry, Emeline, Aaron and to the survivor or survivors of them.

Item: I do hereby appoint Alexander Pope, Esquire, Alfred Thruston, and Charles M Hardesty? Executors to this my last will and testament and also the guardian to my said four children, Alexander, Henry, Emeline and Aaron Fontaine with a request that they will take upon themselves the best I have herby conferred on them guardians to my said children or their survivors or surviving? of them. I give full power and authority to sell and otherwise dispose of the plantation of wherein I live to divide for my four children. Whenever they may think it best for the benefit and advantage of my said four children And in all other things I do whatever things as Guardians as affords they may think best.

Item: I devise that my Executors of who are also hereby appointed Executors to my said four children give no bonds either as Executors or Guardians. That no appraisement be used or inventory returned of my personal estate.

In witness where of I do hereby set my hand and affix my seal hereby revoking any other wills by me. I heretofore made these 18th Days of March 1823?

Aaron Fontaine

Signed sealed as the act of testation in presence of

Alex Pope

John I Jacob

Robert Goddert

State of Kentucky:

At the County Court held for Jefferson County in the State of aforesaid at the Courthouse of Louisville in the sixth day of March 1823. This within instrument of writing was produced in Court and proved to be the last will and testament of Aaron Fontaine deceased by the oaths of Alexander Pope, John I Jacob of the subscribing Witnesses thereto and ordered to be recorded in my Office as Clerk of the said Court.

Test:

Alexander Pope Clk.”