

109
Memorandum

119
The undersigned being with Substantial Oath at his home
of residence in Buckingham County on the 12th day of this month in the town of his
last residence when he died, the day following, he declared him say in speaking of
his worldly affairs that he should die in a short time and that he had something
to tell us about his affairs before he died, he then said he was married and was present
in the house at that time he was informed of all that was present he then said that
he desired all his just debts to be paid and the balance of his estate to be taken to
gather for the benefit of his widow and children at the control of his widow
during her widowhood and if she should marry she should then take her third
part and the balance to his children he said that he desired that John Garrett his
brother and James Garrett his son should sell his lands and that the 17th day
of September 1840.

John Garrett

George Garrett

State of Kentucky, Buckingham County, to wit

County Court Monday September 25th 1840

This William Garretting to be the Manuscript of a Substantial Oath as
taken down by John Garrett as represented in Court by John Garrett and was
duly sworn to by him and ordered by the Court to be taken down for the proof
and at a County Court began and held for Buckingham County April 2nd 1841
Court house in Harrisonburg on Monday the 11th day of November 1840 by
Garretting sworn out Court & sworn to the above statement to be the Manuscript
will of a Substantial Oath and the Court being of the opinion that the
same was duly sworn ordered the same to be taken down.

Attest

Is Allen Clerk of the Court

In the name of God amen I appear before of the County of Buckingham and State of
Kentucky being of sound mind and disposing memory to be by oath that my last will
and testament in manner and form following that is I after paying all my just debts
and funeral expenses that are my property both real and personal to equally divide between
my two children Lucinda and Owen and Isabel O. Owen when either of them marry
or become of age it is my wish that my executor hereafter named shall use as much of my
estate before a decision as will give my youngest daughter Lucinda education equal to her
sister Owen before there is any division 2nd It is my wish that all my real and personal estate
be divided in my two daughters above named also all my Books 3rd I do hereby authorize my
Executor to convey to Thomas Green by and the tract of land on which I now live
agreed to a line which he holds on me for the same 4th It is not my wish that my
Black people be hired to any but my own or discontinue present but that my executor bid them
to some who will treat them well and to hire them privately 5th I appoint and constitute
my friend Lucie Morrison my Executor and guardian for my children to that my
last will and testament by me made this 17th day of February one thousand eight hundred
and forty signed sealed in presence of

Thomas Green

John Webb

Grant Green

Affidavit Oath

Kentucky, Buckingham County, to wit

County Court November 25th 1840

The within writing purporting to be the last will and testament of a person deceased as represented
and duly sworn by the oath of Thomas Green John Webb and Grant Green