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of saids, and then solemnly examine on oath touching the same, and then on the execution of the same you abide until you shall have completed it and then examination into our County Court of Fleming appears distinctly and plainly without delay you send and testify indeed, returning us this writ through Joshua Stockton Clerk of our said Court at the Courthouse thereof in the town of Flemingsburg the 12th day of September 1844 and in the 23rd year of our said Commonwealth

Joshua Stockton

The Commonwealth of Kentucky to the Presiding Judge of the County Court of Berkeley in the State of Virginia greeting

Know ye that we trusting to your fidelity and prudent circumspection in diligently examining and certifying the attestation of Henry Badinger a subscribing witness to an instrument of writing (annexed hereto) purporting to be the last will and testament of James Magawen late of the County of Fleming and Commonwealth of Kentucky deceased. We do hereby require you that at such return times and places as you shall appoint you call and cause to come before you the witness aforesaid and him solemnly examine on oath touching the premises and then on the execution of the same you abide until you shall have completed it and then examination into our County Court of Fleming appears distinctly and plainly without delay you send and testify indeed returning us this writ through Joshua Stockton Clerk of our said Court at the Courthouse thereof in the town of Flemingsburg the 12th day of September 1844 and in the 23rd year of our said Commonwealth

Joshua Stockton

Berkeley County Virginia to wit

Personally appeared Henry Badinger before me James Wilson Presiding Judge in the County Court of Berkeley County and made oath according to law that he saw James Magawen sign seal and acknowledge the annexed Will and Codicil thereto annexed dated the 2nd of February 1844 as for his last Will and Testament and that in my opinion he was at that time of sound mind and disposing memory and that James & Davis and John P. Davis subscribing witnesses also subscribed the same as witnesses in my presence - Given under my hand this 28th day of September 1844 Sworn & Subscribed by - Henry Badinger

The above deposition of Henry Badinger was sworn to before me the subscriber Presiding Judge of the County Court of Berkeley in the State of Virginia & signed in my presence Given under my hand the 28th Sept. 1844

James Wilson

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Virginia Berkeley County 1844

I David Hunter Clerk of said County Court do hereby certify that James Wilson Esq. before whom the within affidavit of Henry Badinger was made was at the time of making the same and still a presiding Justice of said County Court and an acting Magistrate of said County Court

In Testimony whereof I have hereunto set my hand affixed the Seal of my office this 28th day of September 1844 and in the 27th year of this Commonwealth

D. Hunter

Sept 19 1844

Virginia Berkeley County 1844

I James Wilson Presiding Justice of said County Court do hereby certify that David Hunter was sworn to be a Justice of the Peace & Clerk of said County Court duly appointed and sworn to and that his attestation is in due form Given under my hand & Seal this 28th day of September 1844

James Wilson Esq.

Fleming County 1844 Apprised County Court 1844

The foregoing last Will and Testament and Codicil annexed thereto of James Magawen test. was taken at into Court and it having been proved by Henry Badinger before the presiding Judge of Berkeley County Court & duly certified agreeably to law by the Clerk of the County Court of Berkeley in the State of Virginia agreeably to a commission annexed thereto and it also having been proved by James & Davis & John P. Davis subscribing witnesses thereto before Seth Chapman president of the Court of Common Pleas of Northumberland County Pennsylvania and duly certified agreeably to law from said County of Northumberland agreeably to a Commission annexed thereto. Is together with the said Commissions and the several Certificates annexed thereto ordered to be recorded

Att Joshua Stockton cl

Deputy Sheriff
List of Sales

A List of Sales of the personal estate of Benjamin L. Abysse sold by the undersigned at a sale			
1 Black Horse	3	100, with out lid	1 25
1 Sile Saddle	5	1 sifter (wire)	1 75
Cupboard ware knives & forks	11	2 Buckets	1
2 Chalks	3	Shovel & tongs	1 45
1 bedstead & furniture	55	1 Saddle case	1
1 do do do	41	Saddles seats 10	20
1 big wheel	3	10 Bushels corn (sup?)	21
Spinning wheel	2	11 Saddle bags	10
Grid Iron & Tea Kettle	3 50	1 do	1 75
1 Looking Glass	65	1 do & 2 Tea (sup?)	1 25
1 Shovel	1	1 do "do" (sup?)	1 25
1 Oven & lid	3	1 do flour	5 40

