

264 On the name of god amen I Samuel
Senior of the County of Sussex City do make this my
last will and testament making altho with void and
called the third day of April one thousand seven hundred &
ninety two — In witness I have made sundry contracts
respecting land held in partnership and have sold land to
different persons and have rented and leased land to which
I am entitled that proper titles should be granted to them
entitled to receive the same according to my respective
contracts I do hereby authorize and empower Mr. Nathaniel
Barrett of the grove, Robert Andrews, John Paine, Broth
Beale and Upton three or a majority of them or a majority
of the survivors of them that shall choose to act — to convey
the same by any deed or deeds which to them may
appear best and proper in fee simple or otherwise in the
same manner that I myself might or ought to convey
and I make the following exceptions to this authority & power
that is to say — I authorize & empower my brother Broth Beale or in
the event of his death Upton Beale to convey in fee simple
to the purchaser or purchasers of land sold by Broth Beale for
me in the State of Maryland 2nd I authorize and empower
Thomas Broth Beale to convey a title to the hundred acres of land
in Maryland sold to him by me by me bought of Miller Beale
who bought the same of Samuel Beale the said Thomas Beale
having paid me money the purchase money the balance he
is due to pay I devise to him his heirs & assigns forever all
my right and title to the said one hundred acres of land
My friend Peter Holmes having promised me in my will
to adjust my books and accounts, it is my will
and special direction that all my books accounts papers
shall remain in the immediate use of Mr. Holmes he granting
to my executor or executors at times free access thereto
permitting him or them to take thing from books accounts
and vouchers as shall be necessary for the adjustment
of any claims due to or from me, or the adjustment
of other of my affairs. I direct that Mr. Holmes shall be
fully paid for his services in the adjustment of my
books and accounts and for his aid to my executors, I
empower Mr. Holmes or my executor or executors that shall act
to employ an apotant at the expense of my estate to audit
Mr. Holmes to settle my books & to adjust my affairs

265 I give and devise to my Brother Broth Beale daughter Harriet
William her heirs and assigns forever one thousand acres of
good land within the County of Sussex located by virtue of
military warrants of that — located under the Act of John
May in which May and myself are jointly interested but
is not near all my property, to be allotted to Mr. Williams his
heirs and assigns (of average quality with the land located by
John Beale described) by Robert Breckenridge Richard
Anderson and May or two of them as shall choose to
let the said one thousand acres being so allotted and allotted
under their hands & seals of the persons above named or such of
them as shall see, the same shall become the property of
said Mr. Williams his heirs & assigns forever I give to
my son Norborne when he arrives to the age of (Samuel Beale)
twenty years my house and land and until my son
arrives to that age I give Peter Holmes the use of the same
to make upon him I also give to my son his heirs and
assigns forever after Mr. News death Jack, Milly, her
son Sam and her children allowing him with all their
future increase I give to my daughter Elizabeth her
heirs and assigns forever her land & her children I give to
my daughter Harriet her heirs and assigns forever the
land Mary Lee Mally son Tommy and John I do most
earnestly solicit the favour of my friends Nathaniel Barrett
of the grove James Madison Robert Andrews Broth Beale
Peter Holmes & Upton Beale to accept of my appointment
of Guardians to my son Norborne and assist him or one
of them as shall choose to act may act under said appoint-
ment without being put to the inconvenience of giving
security. I earnestly solicit their friendship and advice to
my son flattering myself that the will at all times
pay due attention and respect to their advice, and that
he will with gratitude remember their friendship to him
My friend Robert Madison has been so good as to promise
that he will take my son Norborne to board & to live
with him, and that he will conduct his education, I
direct that immediately after my death that Norborne shall
be placed under Mr. Madison's care to live with him & to be
Samuel Beale

206 Under his entire Care and management in all respects. I
had Mr. Madison may conduct my sons Education as he
judges advisable I wish him to be taught Latin Greek
and French and that he may be the law provided
his guardians shall be of opinion that he possesses
Ability fitted to that profession In the event of Mr
Madisons death I earnestly request the kind attention
of my sons guardians to his Education I desired that Mr
Madison should be fully paid for my sons board and
education any balance that may fall due to him.

I earnestly solicit the favour of my friends Brother
Ball Charles Northampton and Reuben Ball to accept
of my appointment as their to be guardians to my daughters
and desired that they or such of them as shall come to
act may be permitted to accept the same without being
paid to the inconvenience of giving security. It is my
particular desire that my daughters may be educated
clothed and supported in the gentlest manner in which
I pray the particular attention of my guardians & my
executors. It is my special wish and desire that my
daughters may be under the immediate Care of my Brother
Brooke and I earnestly request of him and my sister that
they will take my daughters to live with them. I am
confidently satisfied that my dear little girls will on
all occasions find a kinder father & mother in my brother
Brooke. It is my wish that they may attend my
daughters as the servant that shall have the immediate
Care of them she and her children to feed and clothe
at the expense of my estate. I also will and
desire that my brother Brooke may ^{have Ball & time} provide for them
and at all times unite my daughters ^{from 10 years} of age
to his use such of the negroes as I have willed to
my daughters I give this discretion to my brother but
that he let his executors or administrators or other persons to
follow him after his death. In the event of my
brother Brookes death it is much my wish and desire
that his lady my sister may continue my daughters to
live with her, And I do in this case will & desire that

my executors or guardians do make full Compensation from time
to time for the board and board of my children to my sister
of my sister Ball cannot consistently take charge of my daughters
in the event of my brother Brookes death. I thus recommend them to
the care of my nephew Reuben Ball or if he is not married to the care
of Mrs Williams. With whom ever they live to be fully compensated
and paid for their board & expenses, I do earnestly wish that they
may continue to attend them as a servant. It is my will &
desire that Reuben Ball Charles Northampton & Reuben Ball or such of
them as shall choose to act, or the survivors of them that shall act
shall have the Care and management of all my land in the
County of Kent during the minority of my children, I give
them full power to rent out all, or any part of the said land
and to apply the rents thereof in such manner as they shall think
most beneficial to my children. I also grant full power
power is it shall be necessary for the education & support of my
children to sell or mortgage the above devised land as well as my
money to cloth and educate them in the gentlest manner but this
is not to be done unless a supply cannot be obtained from my
personal estate. And I further empower them to sell any part
of the estate that I have willed to my children to secure to them
the negroes I have willed to them. And that no particular charge
shall be made against either of my children for securing to them
their negroes. The rest and residue of my estate that I
have not specially willed away I give one half thereof to
my son Norborne his heirs & assigns forever. I give one fourth
thereof to my daughter Abigail her heirs & assigns forever and
to my daughter Harriet the remaining fourth thereof to her heirs &
assigns forever. Whereas negro woman Ethel is a good servant
for labor. It is my will and desire that she be free and
that my executors Cause to be furnished to her annually three
bushels of Indian Corn two hundred weight of pork and thirty
four shillings in money during her life. I wish to recommend
her to the care of some of my friends and in the event of my
personal estate not permitting my executors to furnish her
above supplies to the above said servant to my children I
desire that the guardians of my children furnish her with the same
from the same resources that I have directed my children to be
supplied from.

I constitute and appoint my friends Messrs. Nathaniel Barnette of the Town of Hobart Andrew John Vance Brooke Beale & others to be my executors. I have named so many of my friends to guard against the unfortunate event of their death, it is my wish for Mr. Andrew Barnette to be that he may have the immediate management and adjustment of my affairs, and provided he can make it convenient to divide the necessary time satisfaction to the adjustment of my books accounts, and to the securing and calling in debts due to me, and to adjust claims on me with the aptness I have before mentioned, and for his services acting under my deed or deeds of trust, I have or shall make, for these services I will and direct that Mr. Andrew shall receive annually for two years the sum of One hundred pounds current money, and that his expenses shall also be paid when specially engaged with the adjustment of my affairs, should Mr. Andrew decline acting to this trust then and in this event it is my wish & desire that Mr. John Vance should accept of & undertake the adjustment of my affairs precisely on the terms that I have desired the power of my friend Mr. Andrew to undertake the immediate management of my affairs and further that Mr. Andrew undertake the trust I have deposited in him and die, or decline continuing it, before he shall finish and adjust the same, I solicit the favour of my friend Mr. Vance to undertake the said trust and desire that he shall be paid for his services - My friend Barnette estate and marriage debts engagements for his friends will not I know permit his undertaking to adjust my affairs but I feel confidently satisfied should any want occur that shall require his attention to the adjustment of my estate that he will make such arrangements the necessary attention to his own affairs will permit, And altho my brother & nephews are very distant in the event of the death of my other sons or other causes that shall render their attention to the adjustment of my affairs requisite, I hope that they will give the necessary attention thereto, to Barnette my brother Brooke and my Nephew I desire may be paid for their expenses & also for their trouble in the course of transacting my business. It is my earnest wish and desire that my executors or such of them as shall see fit

spare time to time and at all times as far as they can conveniently furnish supplies to the guardians of my children which shall be needed for their maintenance & education I wish my daughter well educated & to be taught music.

I do most earnestly beseech my dear children on no occasion to go into law suit, or suit with each other, that is any doubt or difficulty shall at any time arise on my will that they submit such doubt or difficulty to be settled by my brother & his son (upon or the survivor of them, let them or plain Justice be their guide discharging former law.

I authorize and empower my executors that shall act or the survivors of them that shall act to compromise all disputes at law or other disputes granting them hereby an ample and full power to compromise such disputes & to make such compromise as valid as if I had done the same myself.

I again acknowledge this my last will and testament signed from page one to page nine.

Samuel Beale Esq.

State of Kentucky Jefferson County 20th November 1821.

I Daniel D. Price Clerk of the Court for the County, do hereby certify that on this day being the nineteenth day of November 1821 this writing purporting to be the last will and testament of Samuel Beale late of Williamsburg Virginia was exhibited to me as well as David Meade who also appeared & made oath in open Court that he believed that the signature of Samuel Beale to this instrument is the hand writing of the said Samuel Beale. which was ordered to be certified for further proof. In Testimony whereof I have hereunto set my name and affixed the seal of said Court.

this 19th day of November 1821. Dan D. Price Clerk of the Court Jefferson County Ky.

I am providing Justice of the peace in and for the County, do hereby certify that Daniel Price whose name is subscribed to the foregoing Certificate is Clerk of the County Court for the County aforesaid and that full faith & credit is and ought to be given to all his official acts as such. Witness my hand this 19th day of November, 1821.

John D. Price J.P.

Kentucky Separated County Set

I David B Price clerk of the Court for the County
above said do certify that John Perry Esq. whose name is above
subscribed is the presiding Justice of the peace in and for the
County aforesaid Nov 19th 1821

David B Price

The Commonwealth of Kentucky to Jacob Hoover & Oliver
Maggoner and John B. Price Justices of the peace for the County
of Franklin Greeting Know ye that we trusting to your
fidelity and providing Circumstances as diligently taking
the depositions or depositions of witnesses touching the will of
the last will and testament of Samuel Beall deceased.

We therefore Command you or any two of you to assemble
yourselves together at such time & place as you shall
designate, and Cause to come before you such witnesses
or witnesses and them diligently examine touching the
last will and testament of the said Samuel Beall deceased.
and the depositions so taken by you return enclosed
to our Separated County Court at the Court house in the
town of Nicholasville without delay. As also the
will which David B Price clerk of the Court for the
County aforesaid this 21st day of January 1822 in
the 3rd year of the Commonwealth

David B Price

The deposition of Henry Beatty Esq. taken at the Commonwealth
bench in the town of Frankfort on the 21st day of January
1822 to be read as evidence upon a motion to admit to view
in the County Court of Separated County the last will and testament
of Samuel Beall deceased. The said Henry Beatty being duly sworn
and having examined the writing Beatty annexed purporting to
be the last will and testament of Samuel Beall deceased upon
his oath states that the whole of the nine pages contained in
said writing by the with the signature Beatty are the hand
writing of Samuel Beall deceased whose will it purports to be
he being well acquainted with the writing of the said Beall
and having seen him write in his life time. & further said
Beatty faith not.

Henry Beatty

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By virtue of the annexed Commission the
following deposition was taken subscribed and sworn to by the
deponent before the undersigned Justice of the peace for said
County the time & place set for the said deposition being
Given under our hands this 21st January 1822
Justice goes \$24 00

J. B. Price

O. G. Maggoner Esq.

Franklin County Set June Court 1822

This writing purporting to be the last will & testament
of Samuel Beall deceased was this day again produced in Court and
it appearing to the satisfaction of the Court from the deposition
of Henry Beatty regularly taken under a Commission which
issued from this Court for that purpose that said will is
wholly in the hand writing of said deceased. It is therefore
ordered that said will together with the said Commission
and deposition be entered of record.

Attest David B Price clerk

Jacob Hoover Administrator of the estate of John Miles deceased
Dr To said estate

To Cash left in my hands by the Decedent \$200
To Cash received for his property sold by me
at public sale since his death 170 90
To Cash received of Jacob Hoover 11 87 1/2

By Cash paid Samuel Hoover for vouchers	101	33 00
Same John H. Beatty	2	2 50
Same David Hoover	3	40 30
Same Jacob Miles	4	19 50
Same Dr. J. Henry	5	24 87 1/2
Same J. Hoover	6	3 80
Same Peter Hoover	7	10 00
Same J. Henry	8	4 50
Same J. Henry	9	10 00
Same The Clerk	10	2 26
Same Mr. Campbell	11	3 00
Same Mr. Miles	12	1 12 1/2
Same L. Bryant	13	8 50

The amount allowed Jacob Hoover for boarding & feeding
said Miles 77 days in his last sickness & for services in
collecting & paying over money for keeping a horse 20 00