

In the Name of God amen June the Twentieth day 1727 John Milby last of Accomack County in Virginia being very weak in body but of perfect mind and memory that he be obliged therefore calling to mind the mortality of his body and that it is appointed for all men once to die to make and ordain this my last will and Testament that is to say principally and first of I Give and recommend my Soul into the hands of Almighty God that gave it thus for my body I recommend it to the Earth to be buried in Christian manner & form at the discretion of my last nothing Doubting but at the Generall Resurrection I shall receive the same again by the mighty power of God and as touching such worldly Estate where with it hath pleased God to bless me in this life I Give devise and dispose of the same in following manner and form viz^t Item I Give and bequeath unto my well beloved wife Mary Milby the the Plantation and houses whereon I now live together with the orchard during her natural Life or Widowhood Item I Give & bequeath unto my Grandson Nathaniel Milby the Privilege for Twenty years to have two work horses and a breeding mare to him & his heirs forever the Increase of the aforesaid Mare to be taken out at three years old my will & desire is that this Privilege aforesaid be retained my Grandson Nathaniel Milby & his Mother Mary Milby her Natural Life or Widowhood and afterwards to my Grandson Nathaniel Milby and his heirs forever I Give unto my Grandson Nathaniel Milby one feather bed and bolster which is already received Likewise two Sheets two Blankets one Quilt or pegg and on Side of Curtains and Vallicans which is all to be very Good & three Large New pewter dishes and three small pewter dishes or dozⁿ plates & six pottengers all new pewter and one Small Gun to him & his heirs forever Item I Give and bequeath unto my Grandson John Milby one feather bed and bolster and all furniture belonging to it which is to be delivered to him whenever he has a mind to call for it I Give and bequeath unto my Grandson John Milby one large wainscot Cabinet four large pewter dishes now standing upon the kitchen Head to him and his heirs for ever I Give unto my Grandson John Milby one large Saddle to him and his heirs for ever my will & desire is that the large Iron Saddle and Copper Mille & hand mill & flax hackle be installed upon the plantation whereon I now live and never to be moved away from thence from good my will and desire is that if any of the three families stands in need of either of the aforesaid Mille Copper hand mill & hackle that they may have the lent of them upon condition they return them again from whence they were taken or borrowed I Give and bequeath unto my Grandson John Milby the aforesaid Copper Mille Iron Mille hackle and hand mill and to fulfill the aforesaid Desire of mine then the said thing to him and his heirs lawfully begotten of his body and for want of such heirs then to fall to the next heirs at Common Law Item I Give and bequeath unto my Granddaughter Tabitha milby one feather bed and bolster one pair of Sheets one pair Blankets and one or Quilt on Side Curtains and Vallicans to her and heirs for ever Item I Give and bequeath unto my Grandson Salathiel Milby one feather bed and bolster to him and his heirs forever Item I Give and bequeath unto my Grandson Peter Milby feather bed and bolster to him & his heirs forever Item I Give unto my Loving son Nathaniel Milby twelpence which is his full Share with what he has had before to cut him off ~~from~~ all other parts of my Estate Item I Give and bequeath unto my loving wife all my personall Estate both within doors and without upon my plantation with all Debts dues demands or whatsoever Elie may become due hereafter during her natural Life or widow hood my will and desire is that no Legacies be paid till after my said Wife Mary Milby decease or being married except what is Left my Grandson John Milby which is to be paid at his request when he shall in need of it as is aforesaid

I do hereby constitute and appoint my well beloved wife Mary Milby to be sole and sole executrix of this my last will and Testament to see all things Performed according to my desire I Likewise ordain and appoint John Moxs Senr. & William Moxs Senr. and Richard Savatch Senr. to see my Estate Divided Equally among my Grand Children after all my debts and Legacies is paid my will and desire is that after all my Debts and Legacies is paid of that the Remainder part of my Estate be equally divided among my Grand Children as follows Viz. Salathiel Milby Garrison Milby Catherine Milby John Milby Sabitha Milby Mary Milby Peter Milby Johanna Milby Elisabeth Milby Leveretia Milby Agnes Milby which shall be to them and their heirs forever after the Decease or marriage of my loving wife Mary Milby I do hereby Utterly Disallow revoke and Disannul all other former wills & Testaments and conforming this and no other to be my last will and Testament in Witness whereof I have hereunto set my hand Seal the Day and year above mentioned

John M Milby

Signed Sealed & Delivered in the presence of us. mark

The Subscribers

And Ellen

Stephen Waltham

Bridget Allen

Witnessed at July the 2^d 1728

Witnessed in presence of us upon Oath by the latter of us John Moxs Senr. & Richard Savatch Senr. the two first named to be true to words.

Thos. John. Johnson & P. Senr.

Know all men by these presents that we Edward Mifflin & Mary his wife are hold & firmly bound unto the said King Sarah Custis his wife and Hester Littleton in the sum of Two thousand pounds of the good money of Great Brittain payable on demand to which payment well & duly to be made we the said Edward Mifflin & Mary his wife do hereby bind our selves our heirs Executors & Administrators in y^e sum of Two thousand pounds to the said King and Sarah Custis his wife & Hester Littleton their heirs &c. &c. Signed in their hands & sealed with our Seals this 2^d day of June. 1729

The Condition of y^e above Obligation is Such y^t where as there has lately been two actions depending in the General Court of Virginia between Sarah Custis Littleton now the wife of the above said King & Hester Littleton by her Guardian in re Sarah Custis plaintiffs & the above bound Edward Mifflin and Mary his wife Defendants & Judgment Obtained in the said Court in favor of the plaintiffs and whereas the above said King with Sarah Custis his wife & Hester Littleton on behalf of themselves &c. and the above bound Edward Mifflin and Mary his wife on behalf of themselves hath mutually agreed on or about the said difference or actions & Judgment thereon which agreement is as follows. (That is to say) To wit all the Lands &c. lying & being at King George, called or commonly known by the name of Beofalar late belonging to Roman Littleton Gent. Late of Accomack County deceased as well in Mary land as Virginia Vizt. all the Lands above said lying and being in former sett County in the Province of Mary land to be equally divided according to Quantity & Quality & the above said King with Sarah Custis his wife & Hester Littleton to take their first choice & the above bound Edward & Mary his wife to have the other part. And all the Lands above said lying and being in the County of Accomack in Virginia Likewise to be equally divided as above said and the above bound Edward Mifflin & Mary his wife to have their first choice & the above said King with Sarah Custis his wife & Hester Littleton to have y^e other part and that Lezrubell Croxson to Lay out the above said Land according to this agreement and to take any more or more to his