

of March 1826 —

John Gallagher
And^o Persinger
Sam^l Carpenter

Alleghany County March Court 1826 —

This Inventory was returned to Court

Teste

Oliver Gallagher & C.

Thos Byrd In the Name of God, Amen.
will I Thomas Byrd of the State of Virginia
and ~~res~~ present of the County of Botetown
& ~~am~~ be in a State of good health and perfectly
possessing right Reason and Memory, do make
and declare this Instrument of Writing to be

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Form following: that is to say, it is to be under-
stood that my estate consisting in likely Negroes
had been fraudulently taken out of my hands, and
that a Law Suit operates at this time for its
recovery and the final decision thereof I shall no
doubt receive it into my possession again, and
shall endeavor to improve it, while I live
and at my death, all my ready money money due
on Bonds & accounts or otherwise - all my stocks
of every kind with their increase and all my
Negroes with their increase - shall be equally divided
between my Nephew William Byrd of Botetown
County & my Niece Elizabeth Croulfield of
Alleghany County, for them the said William and
Elizabeth, and their heirs forever. It is to be understood
that the said William is to possess the Increase of his
equal part, and consequently that the said Elizabeth
is to possess the equal part of the Stock & Negroes.

And I do hereby appoint my Trusty friends Jope
Davis, Charles L. Frances and Francis Croulfield
as my Executors of this my last Will and Testam-
ent, hereby revoking and making null and
void all the will heretofore by me made
and Confessing and Acknowledging this and this alone
to be my last Will.

In Testimony of the Truth of the Subjects
Matter I hereunto attach my hand & seal
on this day of April 1826 —

Signed sealed &
delivered in the presence of

Thomas Byrd Seal

Richard Davis
John M. Croulfield
Samuel N. Davis

At Alleghany August Court 1826 —

This Instrument of Writing purporting to be
the last Will and Testament of Thomas Byrd,
deceased was produced in Court for probate
and due execution of the said Will as to the
Signatures and Sanity of the Testator being proved
by the oath of Richard Davis & John M. Croulfield
two of the subscribing Witnesses thereto and no persons
appearing to contest the same the Court is of
Opinion that the said Testator was at the time of
signing the said Will, of sound mind and dispo-
sing memory - therefore it is considered by the
Court that the said Will be recorded as the
last Will and Testament of the said Thomas Byrd,
deceased —

Teste

Oliver Gallagher & C.