

In the name of God amen. I Benjamin Rucker of Amherst County
and State of Virginia, being weak in body but of sound mind and disposing memory
to make and obtain this my last will and Testament, in manner and form following
Viz. I will and bequeath to my son James Rucker, all that tract of land lying in
Campbell County, lying on Black water Creek near Lynchburg containing five
hundred and sixty Acres (be the same more or less) together with the following negroes
Viz. Sall, Isaac, Abner, Isom (son of Jack) Mustapha, and Cate, and their increase
wherein three hundred and thirty one pounds, which he has rec^d at Sunday, valued
in actual Cash and property to that amount. to him and his heirs forever. — Then
I will and bequeath to my son, Thomas Rucker, all my lands on Stoualls Creek
in Amherst County purchased of Sunday persons containing Twelve hundred
and sixty Acres (be the same more or less) together with the following negroes
Viz. Samlly, Minny, Cely, Cyab and Edmund and their increase like
wise three hundred and twelve pounds which he & his Thomas Rucker has rec^d
at Sunday, valued in actual Cash or property to that amount to him and his
heirs forever. — Then I will and bequeath to my son Gideon Rucker the two tracts of
Land I hold on Rutledge Creek in Amherst County containing three hundred and
seventy two Acres (be the same more or less) together with the following negroes
Viz. Gabriel, Frederick, Esther, Delphy, Agg and Pat likewise three hundred
and ninety six pounds in actual Cash (or property to that amount) which the
sd Gideon Rucker has rec^d at Sunday, valued in actual Cash and his heirs forever. N. B.
The words and their increase being omitted in the last Item through mis-
take, be it particularly understood that the increase of 7 negroes are

The words and their increase being omitted in the last Item Through mis-
take, be it particularly understood that the increase of 7 negroes in
Bequeathed to the said John Tucker and his heirs forever. — Item I will
and bequeath unto my daughter Lucy the Daniel the following negroes
(Viz) Annicha, David, Mary, Sandy, Philis and Abnerah and their increase
likewise five hundred and eighty nine pounds in actual Cash which she
has recd at sundry times for property to that amount) to her and her heirs
forever. — Item I will and bequeath to my daughter Milly Brown
the following Negroes (Viz) Nan, Dick, Gilbert, Phillis, and Dover and their
increase likewise eighty eight pounds in actual Cash (or property to that
amount) which the said Milly Brown has recd to her and her heirs forever And I further
will and bequeath to my son Bennett Tucker the sum already
recd. Two hundred pounds which to sum is all this is to receive being thereby ex-
cluded from a participation of any division which by virtue of this will may
be made amongst my Legates from my Division of my estate — Item
I will and bequeath to my daughter Sophia Burriss the following
negroes (Viz) Caleb, Major, Betty, Letty, Nicy, and their increase likewise
five hundred and forty pounds in actual Cash or property to that amount
which she has received to her and her heirs forever. — Item I will and
bequeath to my son Bennett Tucker all the Land which is now
laid containing seven hundred and fifty acres to the same more
or less) likewise the following Negroes (Viz) Will, Sandy, Lucy and Sarah

and that and their increase to him and his heirs forever, like mine all
the hogs, Hens, Hogs, Sheep, and Cattle Thence I have time of
kind and plantation returned, estimated at four hundred Pounds also
Seventy six pounds which he has now in actual Cash to him and his
heirs forever. I will and bequeath to my Daughter Lucy McDaniel
Milly Brown and Sophia Burroughs in addition to that above bequeathed
to them one hundred and forty one pounds each which I have already
paid. I further will and bequeath that the
balance of my estate consisting of negroes, as also the monies due me
by Bond or otherwise money be divided amongst my Legates to wit
James Rucker, the said Sophia Burroughs, and my Daughter Lucy McDaniel
Sophia Burroughs and Bennett Rucker in such manner that the
deficiencies now existing among my Legates, according to the
above statements may be made good and the balance then remaining
equally divided so that each Legate part may be equal, and I
further desire that the Negroes (if possible) may be divided in such
manner that they may remain in the family. I also will and
desire that if unfortunately any misunderstanding should arise
between any of my Legates respecting this my last will and
Testament in order to prevent tedious and expensive law
suits I desire that each of the contending parties shall choose a
respectable discreet person as arbitrator and in case of Disagreement
shall choose another such person as an umpire.

And I desire that each of the contending parties shall choose a
respectable discreet person as arbitrator and in case of Disagreement
shall choose another such person as an umpire whose opinion or opinions
shall be as binding as if determined in any court of the United States
And finally I do appoint my son James Tucker, Thomas Tucker and John
Tucker Executors to this my last will and Testament In witness whereof I have
written at my home and affixed my seal the twenty fifth day of
June Eighteen hundred and eight — Benjamin Tucker (Seal)
Signed sealed and acknowledged as his last
Will and Testament in presence of
J. C. Cooney

Philip Tucker

Amos Tucker

Anthony Tucker

Whereas it is suggested that from the phraseology of my last will and
testament bearing date the twenty fifth day of June one thousand
eight hundred and eight. Certain expressions there in contained are
rendered some what ambiguous which may become the source of
future contention, contrary to my most earnest wish and desire
and as some of my children have received since the signing and
sealing of the testament and last will aforesaid, considerable sum
in addition to those then in mentioned Now in order to prevent
as far as possible the removal every source of contention I do hereby

Her parents annex this codicil to my said last will and tes-
tament, a explanatory and amenatory, there to as follows to wit
To wit, It is my will and desire as my Daughter Milly Brown
has already rec^d. One hundred and twelve pound in part of her
legacy bequeathed in my said last will and Testament, that she
shall receive in addition thereto eighty eight pounds more and that
she is not at my desire to receive anything in addition to what
she has already received except the eighty eight pound above mentioned
~~and my son James~~ having also received one hundred pound
in cash. It is my will and desire that he should stand charge
able thereunto and to my desire it is my will and desire that all
the monies which I may have on hand, as well as all monies which
may become me, and all my crops which may be on hand should
be equally divided between my son James, Thomas Gistson
and Bennett and my Daughters Lucy and Sophia, deducting
from my son James' proportion the one hundred pounds above
mentioned. In witness whereof I have hereunto set my hand
and seal the tenth day of November one thousand eight hundred
and nine

Amherst County Virginia Wills 1810 to 1831
www.virginiapioneers.net

Benjamin Tucker Seal

In presence of
Nathan Norvell +
Nelson C. Dawson Junr
Anthony Tucker +

~~Benjamin Rucker +~~
~~Nelson C. Dawson Junr~~
~~Anthony Rucker +~~
~~Benjamin Rucker +~~

Know all Men by these presents that we John
Rucker, Thomas Rucker, Gideon Rucker, Benjamin
Rucker, Wm. Linn, Isaac Rucker & Benjamin
Rucker are held & finally bound unto Richard
Stuart Esq. Judge of the Superior Court of Am-
herst County now sitting in the sum of Twenty
Thousand Dollars to the payment whereof
we & our heirs, Executors, Administrators, jointly & severally, firmly
by these presents sealed with our seals the
26th day of September in the year of our said
1810 and in the 35th year of the Common-
wealth. The Condition of this Obligation
is such, that if the above Bound John Rucker
Thos. Rucker & Gideon Rucker Executors
of Benjamin Rucker Deceased do not