

In the Name of God Amen

I Mecha Heggenswortham being possessed and entitled to an estate Separate and apart from my husband and wishing to dispose of the same do make this my last will and testament. 1st It is my will and desire that my husband and my son Thomas Heggenswortham be comfortably provided ^{during} their lives as much as the means at my disposal will justify and permit and to carry out this my first object my whole estate is hereby pledged and all legacies hereinafter given are to be construed and considered as subordinate to this my first object and are to be postponed as to the time of their enjoyment until that object is fully accomplished. The provision here made for my husband is not intended to vest in him any transferable interest that will be liable to creditors.

2nd After the purposes in the first clause are accomplished and after the death of my husband I gave to Mary Ware the Tract of land called the Mills Tract and the tract purchased of Rogers to be held by her for her separate use during her life and at her death to go to the heirs of her body for ever. I also gave her my side board. 3rd I gave to Mary Ware my loom and new saddle and bridle. 4th I gave to my niece Laura Anne Kyle five hundred dollars to be paid as soon as practicable after my death.

5th I gave to my niece Betta Walker Kyle five hundred dollars to be paid to her at the same time as the last above legacy.

6th I gave to Mary R. Chiles after the death of my son Thomas a negro girl named Sidora or in case of her death another servant of equivalent value with the increase of my said girl Sidora.

7th I gave to my niece Mary Jane Brown five hundred dollars to be paid at the same time of the above named legacies to be for her separate use and not liable to the debts or contracts of her husband.

8th I gave to my daughter in law Laura Heggenswortham my wardrobe now and after the death of my son Thomas.

to be postponed as to the time of their enjoyment. ^{which is my first object and as} That object is fully accomplished
The provision here made for my husband is not intended to vest in him any transferable
interest that will be liable to creditors

2nd After the purposes in the first clause are accomplished and after the death of my husband
I gave to my wife the tract of land called the Mills tract and the tract purchased of Rogers to
be held by her for her separate use during her life and at her death to go to the heirs of her body
per stirpes I also gave her my side board 3rd I gave to my wife my loom and sea saddle and mill

4th I gave to my niece Laura Anne Kyle five hundred dollars to be paid as soon as practicable after
my death

5th I gave to my niece Betsey Walker Kyle five hundred dollars to be paid to her at the same time as the
last above legacy

6th I gave to Mary R. Cheekes after the death of my son Thomas a negro girl named Siadora or in
case of her death another servant of equivalent value with the increase of my said girl Siadora
Amherst County Virginia Wills 1832 to 1897
www.virginiapioneers.net

7th I gave to my niece Mary Jane Brown five hundred dollars to be paid at the same time of the above
mentioned legacies to be for her separate use and not liable to the debts or contracts of her husband

8th I gave to my daughter in law Laura H. Hoggensetham my wardrobe now and after the death of
my son Thomas I gave her a negro girl named Mary with her increase

9th After the death of my husband and my son Thomas it is my will that my estate of all kinds not-
withstanding otherwise disposed of I give and devise to the children of my brothers David and William
and my sisters Pochanuntas Turner and Susan Hendon to be divided equally among them and in
case of the death of any of them children leaving heirs of their bodies such heirs to be entitled to
receive what her or their parents or parents would be entitled to per stirpes

10th I gave to Betsey or Kyle after my death my large bed bedstead and furniture I appoint James

90
12
I transfer my Execution Witness my hand and seal this 9th December 1863

Signed sealed in our presence who in the presence of each other and in the presence of the witness witnessed the same

Micha Higginstham Seal

James Higginstham
Saml M Garland

I make this codicil to my Will I give to my niece Betsey Wyle my Dorman Harriet and her youngest daughter Althea

- 2nd I give to Mary J Chick my clock but it is to remain in my house until the death of my husband 3rd I give to Mary Jane Brown my Sugar Chest, given under my hand this 24th day of March 1864.

Amherst County Virginia Wills 1832 to 1897
www.virginiapioneers.net

4th I give to Mary Jane Brown the cow and calf 5th I give to my br David Wyle one thousand Dollars

Witness
James Higginstham
Newton S Bower

My
Micha + Higginstham
Mark

At a Circuit court continued by adjournment and held for the County of Amherst on the 29th day of August 1864

The last will and testament of Micha Higginstham, with a codicil thereto annexed was presented in court and proved by the oaths of James Higginstham and Saml M Garland witnesses to the will and by the oaths James Higginstham and Newton S Bower witnesses to the

At a Circuit court continued by adjournment and held for the County of Amherst on the 29th day of August 1864

The last will and testament of Micha Heggutham, with a codicil thereto annexed was presented in Court and proved by the oaths of James Heggutham and Simeon Garland witnesses to the will and by the oaths James Heggutham and Newton S Bowser witnesses to the Codicil and was ordered to be recorded And more than three months having elapsed and James Heggutham the executor named in said will having failed to qualify as such on motion David Kyle Administrator of the estate of said Micha Heggutham with the will annexed is committed to the hands of the Sheriff of this county who is directed to take the estate of said deceased into his hands and administer it according to law.

Teste

Amherst County Virginia Wills 1832 to 1897
www.virginiapioneers.net

Jo A. Rindson et al

Know all men by these presents that we Leo Danne Jr. Jo A. Rindson and Payson Berry are held and firmly bound unto the Commonwealth of Virginia in the first and full sum of ten thousand dollars. To the payment whereof well and truly to be made to the said Commonwealth we bind ourselves and each of us our and each of our heirs executors and administrators jointly and severally firmly by the presents sealed with our seals and dated this 18th day of September 1865

The condition of the above obligation is such that if the above bound Leo Danne Jr. who has been duly elected clerk of the County of Amherst for the term of one year commencing on the 1st day of July 1864 Shall faithfully perform the duties of his said office or trust, then this obligation to be void otherwise to remain in full force and Virtue

Leo Danne Jr. et al