

In the name of God, Amen.

I William Macon Waller of the County of Amherst, do make this my last will and testament:-

Imprimis: It is my will and desire that all my debts be paid by my executors hereinafter named, and for the purpose of effecting a full and strictly subject all my estate both real and personal with the desire that they dispose of as much of either upon such Terms as They may deem best to produce this end.

Item. After the payment of my debts as above directed it is my will that my most respected and beloved wife who through our whole union had been to me ever kind and respectful shall be left in full possession of the remainder of my estate both real and personal as long as she may remain my widow, subject to the maintenance and education of my dear children.

Item. It is my will that upon my children coming of age or upon the marriage of my daughters that my executors make to them any advance with the consent of my dear wife, that they may deem prudent, always having regard to an equal distribution of my property, among them.

Item. It is my will that at the death of my dear wife that all my estate be equally divided among my children or their legal heirs, this I wish as far as possible strictly done. I know no difference of affection to any of my dear children nor do I feel if I did that I am at liberty to make any difference in property, which I look upon as only an

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www.virginiapioneers.net I wish no difference of affec-
tion to any of my dear children nor do I feel if I did that I am at lib-
erty to make any difference in property, which I look upon as only in-
trust in my hands for them. To produce this equal distribution I record
it my duty, and therefore charge my daughter Lucy Ann Goran and
her husband Mr. Archibald Goran with an advance of Three thou-
sand three hundred dollars in slaves. My daughter Eliza Wilk-
ins and her husband Mr. Alexander Dural with an advance of Two
thousand dollars in like property and my daughter Fanny M. Caldwell
and her husband the Rev. Mr. David Caldwell with an advance
of One thousand dollars in like property.

Item. In the event of my beloved wife surviving against the

The laws of the land design what portion of my estate is hers and upon what terms, in allotting it, I desire that my executors be liberal towards her and that she be permitted to retain the mansion house and the buildings where we now live.

Item. After an intimate and most friendly acquaintance of many years with my friends Dr. Thomas Measer of Nidam, Miss John Thompson and Samuel Ingalland of Amherst I feel perfect confidence in their heads and hearts to do what is right and trust that they will undertake and execute this my last request. I take care of my children and the property I leave at my death. I therefore appoint them Dr. Thomas Measer, Miss John Thompson and Samuel Ingalland the executors of this my last will and guardian of my children.

All the above has been written with my own hand and signed and sealed this 15th day of September 1847.

William Measer Waller (eng)

At a Circuit Superior Court of Law and Chancery convened by adjournment and held for the County of Amherst, at the Courthouse on Saturday the 1st day of September 1849.

This last will and testament of William M. Waller did was produced in Court proved by the oaths of Joseph F. Irving and Robert Tinsley to be wholly in the handwriting of the said decedent and ordered to be recorded.

The executors of this my last will (and guardian of my children -
All the above has been written with my own hand Signed
and sealed this 15th day of September 1847.

William Mason Waller Esq

At a Circuit Superior Court of Law and Chancery continued by adjournment and held for the County of Amherst, at the Courthouse on Saturday the 1st day of September 1849.

This last will and testament of William M Waller died was produced in Court proved by the oaths of Joseph K. Irving and Robert Tinsley to be wholly in the handwriting of the said decedent and ordered to be recorded. And on the instigation of Samuel M. Garland one of the executors thereof who made oath thereto and together with Howell S. Bowen, David H. Tapscott, Jack Drummond, Addison Tulingfair, John Thompson Jr, Marshall C. Goodwin, Robert A. Pendleton and Paulus Powell his securities (who being sworn testified to their sufficiency) entered into and acknowledged yet a bond in the penalty of \$80,000, conditioned according to law, certificate is granted him for obtaining a probat thereof in due form - and liberty is reserved to the other executors named in said will to join in the probat when they shall think fit.

Teste

Robert Tinsley &