

Then the above obligation to be void else to remain in full force

Wt. Francisco *(Seal)*

George Francis *(Seal)*

Bath. County ^{Court} September Term 1825

The within bond was acknowledged in Court by the Subscribers thereto and ordered to be Recorded

Teste Wt. Francisco Ck.

In the name of God amen. Joseph Surber of Bath County being unwell in body but of perfect sound mind and memory and calling to mind my mortal state do make and ordain this my last Will and testament as to what worldly goods it hath pleased God to bless me with I leave and bequeath in the manner and form following Vt. Item I leave and bequeath to my Daughter Cathrine a common bed and its furniture a horse and a cow and a heffer Item I leave and bequeath to my son ^{the young} John that hath been mentioned to him with a new ^{bag} Item I leave and bequeath to my son Joseph the said Colt with a new saddle and bridle and said Colt is to be made as valuable as Johns Horse in money or property out of my Estate it is my will that my son Henry should be put to a trade as to all my personal estate except what hath been distributed I leave to the care of my wife for the raising and support of my Children but should she marry my will is that my two sons Joseph and John who I shall afterwards mention for Executors shall take all my estate in to their hands for the use of the Children and give their mother what she saw all ours out of it. ^{Henry} I give to my two sons Joseph & John the use of the last cleared new fields at the broad fording for five years but that is if they stay and work on the plantation as formerly but should they or either of them go off my will is that they have the said field no longer then they stay to work and take care of the plantation but my will is as long as they stay and work as aforesaid that their two Horses shall be free of the place of any thing raised of said field mentioned to them my will is that ^{after} the decease of my wife all my personal estate and also my plantation be sold to the best advantage and an equal share of the money be given to each of my Children both males and females who shall be hereafter mentioned Vt. Joseph John Henry Jacob George Adam Andrew Charles Lewis Polly Cathrine Betsey Hannah Susan

Also its my will and mind that what goods my Daughter Catharine may get out of my estate before the death of her mother that said goods be valued and the valuation thereof to be deducted out of her share at the sale of my Plantation that is after my wifes decease and lastly I do constitute and appoint my wife Mary and my two sons Joseph and John to be my sole Executors of this my last will and Testament in witness whereof I have hereunto put my hand and seal this 7th of August 1822

Signed sealed and acknowledged

in presence of us
Robert Sitlington

Haz Williams

L Campbell

Joseph^{his} Surber (Seal)
mark

Bath County October Court 1825

This last will and Testament of Joseph Surber Dec^d was presented in Court and proved by Robert Sitlington^{and} Haz Williams ~~and~~ L Campbell and ordered to be Recorded
Teste Chas Francisco Clerk

In the Name of God Amen I Hugh McDannald of the Law practice in the County of Bath and State of Virginia being far advanced in years; but of a sound mind and memory calling to mind my mortality, do make and constitute this my last Will and Testament in manner following.

I commend my soul to God who gave it and my Body to the Earth to be decently interred in a Christian manner at the discretion of my Executors in hope of a glorious Resurrection at the last Day.

With regard to the worldly goods that God hath bestowed on me I Will ^{and desire them in all honesty and faithfulness} ^{in the first place} my Will is that all my last and painful debts be paid ^{and} ^{faithfully}

2nd I Will and bequeath to my son John McDannald all the lower part of my landed property with all its appurtenances and the dividing line to be established and permanently fixed as I shall now prescribe that is the division line to commence with the River at the upper end of the new bottom the River to be the line down unto the mouth of the second run or hollow from the gap Run continuing up said stream from the mouth a straight direction until it unites with my Brother Johns line on the top of the Hill the other part of the dividing line to begin at the same place running up the River until the first low Gap in the Hill thence running an ^{even} South west & so on to my Back line.

3rd I Will and bequeath to my son John McDannald two Negro Mares and their increase namely Neil and Charlotte.

4th I Will and bequeath to my son John McDannald one half of my Wagon

5th I Will and bequeath to my wife Elizabeth McDannald the upper end of my landed property but to be confined at the lower end by the above mentioned boundaries with a reserve of two Locations which I have not fully perfected.

6th I Will and bequeath to my wife Elizabeth McDannald my Slaves namely one negro Woman named Ellissone Do Dico one Boy named Charles one Girl named Harriet one Do named Betty one Boy named George one Girl named Jane one Boy named Sam one Girl named Maria with all my Cattle excepting three Steers all my Horses excepting two all my House Hold and Kitchen Furniture all the money I have arising from my sister Elizabeth Sitingtons Estate excepting sixty Dollars which is to come out of the surplus of that Estate after the Legacies are paid which I will devise hereafter.

7th I Will and bequeath to my wife Elizabeth McDannald the money coming from Hugh Hickins Estate to me.

8th I Will and bequeath to my son Hugh McDannald two Locations Number of Acres not recollected one of them lying on West side of the Plantation I now live on the other on the East.

9th I Will and bequeath to my Son Hugh McDannald three Steers of the largest kind

10th I Will and bequeath to my son Hugh McDannald two Horses namely his riding Horse and a Brown Horse called Ranger.

11th I Will and bequeath to my son Hugh McDannald one half of my Wagon.

12th I Will and bequeath to my son Hugh McDannald my Stock of Hogs, Sheep, Farming utensils, all my crop of Grain and Forage

13th I Will and bequeath to my Daughter Martha Page and the Heirs of her Body Four Slaves namely Hannah, Harriet, Hiram and Moses.

14th I Will and bequeath to my Daughter Martha Page sixty Dollars

to be paid by my Executors out of the surplus money arising from the Estate of Elizabeth Sitlington and her heirs.

15th I now constitute and appoint my son John McDannald Executor of this

my last Will and Testament disannulling all others heretofore made by me and declare this alone to be my last Will and Testament.

16th It is my Will should any Difficulty arise as to the intentions or explanation of any of the devises made by me that the Party or Parties as the case may be have

two disinterested Characters chosen for Disputants and they choose a third and decision to be final to all in but and purposed to be kept I have

hereunto set my hand and Seal this 15th of August 1825

Signed sealed and declared in presence of

Robert Sitlington

Chas Francisco

L Campbell

Hugh McDannald

We the undersigned agreeable to an order of the County Court of Bath
being first duly sworn as the Law directs as appraisers of the personal
estate of Joseph Surber Dec^d of 1st County proceed to appraise the follow-
ing property to wit

	£	s	d		£	s	d
2 old Waggon tires	3	00		1 Ditto	..	50	
3 old hors	1	50		1 Cup board & contents	15	..	
3 old Axes	2	..		1 Bed & Bed box & Furniture	18	..	
1 Log Chain	3	..		2 Ditto Ditto @ #18	36	..	
1 Crop cut saw	2	50		2 Ditto Ditto @ #18	36	..	
4 Sicks	..	75		1 Looking Glass & Mirror	1	..	
1 by the & Canoe	1	50		6 Books @ 12s	..	75	
2 old by the & hangings for one	..	30		2 Towels & 1 S. Cloth	..	75	
21 Waggon Bands & 1 B'y	3	..		1 Something Iron	..	25	
1 Small lot of Irons	1	..		1 Loom & W. Bars	3	..	
1 Postage	..	50		1 Keg Vinegar	1	..	
2 Bells	..	75		1 Live & 2 Hacks	2	50	
1 Barrel & Keg	..	75		2 broken pots	..	50	
1 Grindstone	1	50		1 Keg & Tub	..	60	
3 Shovel plows	5	25		1 Bag of Bay	..	60	
2 Bar shear Ditto	8	..		1 Churn	..	75	
1 Waggon & Stretchers	20	..		1 Coffee mill	..	50	
3 old Barrels	1	50		1 Coffee Pot	..	12	
1 Butting Box	1	25		3 Pails	..	75	
Bushels Wheat at 50	..	..		1 Bucket & Cooler	..	50	
Ditto Rice @ 33 1/2	..	..		2 Bins & 1 Griddle	..	75	
Ditto Corn @ 33 1/2	..	..		1 Ditto	..	1	
4 sets old Gray	4	..		1 Pot & 2 hair brooms	1	50	
1 Kettle & Bale	3	50		1 Hair Shavers at	1	75	
1 Ditto	2	..		2 Haystacks at	22	..	
2 old Tea Kettles	..	25		21 Pots at	9	..	
1 Bark hay mare	50	..		2 Saws at	3	..	
1 Sorrel Ditto	15	..		1 Biscuit at	1	..	
1 Brown Ditto	40	..		1 old Saddle at	1	..	
1 Bay Horse	60	..		3 Miles Cookers at	..	50	
1 Colt	15	..		2 old Bands & Favelbree	..	36	
4 Calves	8	..		for Grindstone	3	..	
14 Sheep	13	20		1 lot of Shicks at	1	..	
12 head of cattle	120	..		Walnut plank at 135	..	..	
1 Horn & Bell	8	..		for Roundness	..	..	
1 Red and white Ditto	8	..		John Dickinson	..	..	
1 Ditto Ditto	9	..		Ed Wood	..	..	
1 Ditto Ditto	8	..		William Douglass	..	..	
1 Watch	10	..		Bath County	..	..	
1 Rifle Gun	11	..		The above appraisers were sworn	..	..	
1 Ditto	8	..		before me the 5 day of December	..	..	
7 Chairs	2	10		1825	..	..	
1 Talking leaf Table	5	..		Adam Dickinson	..	..	

Bath County March Court 1826
This Inventory and appraisement of the estate of Joseph Surber dec^d was
returned to Court and ordered to be Recorded
Filed
At Francisco alk

A list of Property sold at the sale of Joseph Surber dec^d on the 9th
Day of December 1825

John Surber	3 Mending horse & horse	1	40
Eli Hook	1 Lot Wagen tire	4	55
William Douglass	1 Lot old Irons	..	85
John Surber	1 Foot ladder	..	55
Adam Dickinson	1 by the & Hangings	..	50
Adam Dickinson	12 b Sicks & Sythes	..	70
James Barlow	1 Grenadier Crank	..	50
Robert Thompson	12 b Waggon Irons	5	05
Andrew Surber	1 Log Chain	3	30
Robert Sillington	2 Bells	1	10
Adam Dickinson	1 Croft Court Saw	3	25
John Surber	1 Axe	..	80
Andrew Surber	1 Ditto	..	65
George Francisco	1 Ditto	1	50
John & Annald	3 Barrels	..	50
John Surber	2 Ditto	..	12
Adam Surber	1 large Ditto	..	35
Adam Surber	1 Ditto Do	1	..
William Douglass	1 Butting Box	1	..
Levi Surber	1 Grindstone	1	80
John & Annald	1 Saddle	2	25
John Surber	1 Shovel Plough	1	10
Levi Surber	1 Sho vel Plough	1	03
Levi Surber	1 ditto do	1	15
Levi Surber	1 Bar shear Ditto	3	25
Levi Surber	1 ditto Do	3	13
Levi Surber	1 Wagon	21	..
Eli Hook	2 Pots	..	10
John Surber	2 Tea kettles 2 Pots	..	10
Mary Surber	1 Large Kettle	2	35
Mary Surber	1 Ditto Do	3	45
Levi Surber	4 sets Saws	4	15
Mary Surber	1 Churn 2 Pails & Off mill	2	15
Mary Surber	1 Hair & Fridge Sings	..	65
Mary Surber	5 Sheep 1 st Cheese @ 135	6	75

Thomas Wood	5 ditto 2 ^d do @ \$1.50	7 50
Adam Surber	4 ditto 3 ^d do @ 1.15	4 60
Eli Hook	4 Calves	10 "
William Douglas	1 Haystack	0 15
William Douglas	1 Ditto do	5 35
Mary Surber	1 Cow	7 25
Mary Surber	1 Ditto	8 10
Adam Dickinson	1 Ditto	8 20
Adam Dickinson	1 Ditto	8 "
Samuel Williams	13. Heats 1 st Choice	14 30
Samuel Williams	2. Cows & pigs	14 "
Adam Dickinson	1 Bay Colt	37 10
Adam Dickinson	1 Bay Mare	45 10
Adam Dickinson	1 Sorrel mare	51 11
Mary Surber	1 Bay Horse	" 50
William Douglas	1 Rich Corn Hensh	" 50
Robert Thompson	2 Walnut planks @ \$1.50 for Lumbered feet	15 50
Hazel Williams	1 Silver Watch	14 10
Eli Hook	1 Rifle Gun	11 "
Robert Thompson	1 Ditto Do	" 30
Mary Surber	1 Walnut Cabb	2 "
Mary Surber	1 Balling leaf Ditto	6 50
Mary Surber	Cup board and furniture	2 "
Mary Surber	1 Pair Stud yards	" "
John Surber	38 cents for Bushel for Corn	" "
Robert Thompson to pay for	Quonty not known	3 95
Andrew Surber		70 "
Mary Surber	1 Dark bay Mare	" "

Ino Surber Corp^t
George Francisco Clk

Bath County March Court 1820.

This Sub Bill of the Estate of Joseph Surber dec^d was returned to Court and on motion was ordered to be Recorded

Teste
Ch^s L. Francisco Clk

In obedience to an order of the County Court of Bath to me directed I have proceeded to settle the accounts of John Stephenson administrator of Elizabeth Wilson dec^d so far as the same hath been administered as follows sit

John Stephenson adm^r of Elizabeth Wilson in acct with P^r Estate
June 7th 1823. To balance due at settlement with W^m Greene
transferred to John Stephenson
Int to the 13th 1820
\$1140.74
233.36
\$164.20

Int^ra
July 1823. 1 By this sum p^r Mr Clerk . . . 1.00
2. To p^r Walter Richards . . . 3.00
3. To p^r Robert Givins . . . 1.25
Int on the above sums . . . 85
Nov^r 29th p^r R^o Clerk of the Sheriff . . . 2.12
4 as p^r Rect . . . 3
5. Clerk of Pendleton . . . 1.00
6. Clerk of Bath . . . 1.57
7. Do . . . 8.12
8. Do . . . 3.24
9. p^r 14 Givins amt of Lutz . . . 17.93
10 as p^r his amt . . . 3
Int on the above sums . . . 4.76
1824
May 22. 10 p^r Clerk of Bath . . . 4.23
11 p^r Henry Givins . . . 1.09
12 p^r U Clerk . . . 1.09
Int on the above . . . 40
July 13 p^r Robert Givins note . . . 4.38
Int on same . . . 75
1825
Feb 14. p^r 2^d Clerk as p^r rect . . . 1.07
Dec 10 1818 By amt of Betty Wilkerson note . . . 10.60
Nov 15 By Int on same . . . 4.35
By Cash p^r R^o Pendleton for taxⁿ
on writ agt old Laughlin . . . 1.00
Nov 16 By amt of his acct provice . . . 110.91
By Allowance for his services
attending sale travelling selling &c . . . 15.10
By p^r Corn^r for settling the acct . . . 2.00
27.91
161.75

Whereby it appears that there is a balance in the hands of the adm^r of Sixty one Dollars and seventy five cents
Given under my hand this 13th day of March 1820
W Pendleton

Bath County March Court 1820
This Settlement of the Account of John Stephenson adm^r of Elizabeth Wilson dec^d was returned to Court and on motion was ordered to be Recorded
Teste Ch^s L. Francisco Clk