

Payne, I John Payne of Bedford County do hereby make & declare this my last
Will & Testament in manner & form following that is to say

1st I give & bequeath to my beloved wife Mary Payne all the use & profit
of my whole Estate both real & personal during her Natural life or Widow-
hood and at her death or should she marry then give my Estate away
in manner & form as follows that is to say

2nd I give & bequeath to my Son William Payne one hundred and fifty
acres of Land adjoining the Lands of John Kenneth James
Kersey & William McCoy where he now lives to him & his heirs forever
it is also my desire that my said Son shall make a new line between
him & John Kenneth by running a line from Pices Corner straight
towards the Old line before the road between my Son William & John
Kenneth I also give to my said Son William Payne a set of black-
smiths tools which he has now in his Possession & also at the death of my
wife Mary Payne I give to my said Son William one Negro Man
named James to him & his heirs

3rd I give & bequeath to my Son Thomas Payne all the Land below a line
that shall be run by beginning where mine & John Ayers line crosses the Road
that runs from sd Ayers to my house and running a straight line to the upper
end of my sd

3^d I give & bequeath to my son Thomas Payne all the Land below a line
that shall be run by beginning where mine of John Ayres line crosses the Road
that runs from sd. Ayres to my house and running a straight line to the upper
end of my son Thomas fence & then a straight line as the fence runs to my line
on the top of the Mountain to him and his heirs forever

At the death of my wife Mary or should she marry I then give to my said son
Thomas my small Mill to him & his heirs forever

4th I give to my three daughters to Catharine Kennett Margery Harper & Sarah
Brown one Hundred & fifty acres of Land lying on the head of Ayres Mill
which to be equally divided between them to them & their heirs forever

5th I give to ^{my} three sons to wit John Williams & Thomas at the death of my beloved wife
Mary all the rest of my Land to be equal divided between them to them & their
heirs forever

6th All the rest of my Estate which is not given away in the above I leave
to be equally divided at the death of my wife Mary between all my children
to wit Catharine Kennett John Payne William Payne Thomas Payne
Margery ^{Payne} & Sarah ^{Brown} & Sarah Brown &
I hereby constitute & appoint my beloved wife William Payne & Thomas Payne
my whole & sole Executors to this my last Will & Testament given
under

235^B

under my hand this 9th day of June 1798

Signed Sealed & delivered in presents
off

Samuel Hancock Charles Gill

his
John Payne Seal
mark

At a Court held for Bedford County 22nd day of October 1798

This Last Will & Testament of John Payne deceased was proved by the oath
of Samuel Hancock & Charles Gill Witnesses whose names are thereto
Subscribed & ordered to be recorded And on the Motion of Mary Payne Executrix
& William Payne one of the Executors therein named who made oath
there to Certificate is granted them for obtaining probate in due form one
giving Security whereupon they together with John Phelps Notary
Attest their Securities entered into & acknowledged their Bond in the
Penalty of Three hundred Dollars conditioned for the said ^{Executors} due & faithful
Administration of said Decedents Estate & Performance of his Will
liberty being reserved Thomas Payne the other Executor therein named
to join in the probate when he shall think fit

Teste

Ja. Stephens 6886