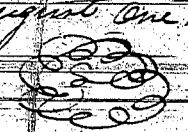


Nicholas Shurkey of the County of Botetourt and State of Virginia do hereby make this my last will and Testament in manner and form following to Wits first it is my will and desire that my wife Sarah should have and enjoy the one half of my plantation including the buildings during her natural life also the one half of my Negroes during the term of her natural life together with all my stock of every description household furniture farming utensils and all personal Estate the one half of my Negroes only excepted It is further my will and desire that my said wife shall dispose of all the personal Estate above bequeathed as she may think proper the Negroes only excepted Secondly I give and bequeath to my Stephen John Shurkey my mill situate on James River with two acres of land adjoining the said mill to be laid off as he shall choose ^{with all the timber now on hand} for the purpose of erecting a new mill to him and his heirs for ever Thirdly I give to my nephews George Patrick Nicholas & James Shurkey the plantation whereon I now live to be equally divided among them to them and their heirs for ever With this reservation that my wife is to have and enjoy the one half of the said plantation during her natural life further it is my will and desire that my Negroes shall be equally divided among my wife of five nephews it is my will and desire that after such Equal Division of my Negroes that my wife shall have the right to choose in which allotment she may think proper to take it is further at my will ~~that~~ after the death of my said wife that all the Negroes bequeathed her shall equally be divided between my said five nephews George Patrick John Nicholas & James Shurkey and lastly I do hereby approve my wife Sarah and my nephews George & John Shurkey Executors of this my last will and Testament hereby revoking all wills heretofore made by me In Testimony whereof I have hereunto set my hand and affixed my seal this Sixteenth day of August one thousand Eight hundred and thirteen

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Nicholas Shurkey



Signs sealed and acknowledged
In presence of
Hiram Womack Jr
Lam Womack
Ann Beale

(see page 114 for bodice)

Ann Beale

Charles Beale

~~Charles Beale~~

At Probate August Court 1830 the Instrument of writing purporting to be the last will and testament of Nicholas Shitky Dec^d was exhibited and proved by the oath of Jane Womack and Charles Beale subscribing thereto and ordered to be recorded.

According to an Order of the County Court of Probate made at the May term 1826 directing that the report of Elijah McClintonan Executor of said dec^d be referred to the Master Commissioned

for that purpose and that he make report thereof to court I have with the said

Exp^t at his own house and have taken the foregoing report & find that there has come to his hands arising from the sale of the personal property and from Bonds & Acpts due to him at the time of his death the sum of \$2892.⁹⁹

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contained on the first and part of the second page ending at letter A and of which sum I find that

has been sent to the creditors of testator the sum of \$8778.¹⁰⁰ as an amount of the foregoing Acpts

contained on the second third and part of the fourth page which more fully than in letter B which said amount of credits taken from said Acct of Debts leaves a balance against

Executor of \$2027.⁹⁸ as appears on the 1st page at letter C I have next ascertained that of

Money rec^d. by Exp^t from the sale of Land made under the will of testator and find that it amounts

to the sum of \$5025.¹⁹ as will more fully appear from the entries on the fourth page contained in

Letters D & E which last aforesaid amount added to said balance at C makes a balance

owed against Executor of \$5073.¹⁷ as appears at the foot of the fourth page at letter E I find

that said Executor has paid out to the creditors of testator the sum of \$4061.⁷⁰ as will more fully

appear from the entries on the fifth page between letters D & E which sum last aforesaid taken from

aforesaid amount of \$5073.¹⁷ leaves a balance against Executor of \$1311.³⁰ as appears on the

then to and ordered to be received the receipt annexed to her will was proved in court by Charles Peale &
Charles Bagger subscribing testifies thereto and ordered to be received
Pursuant to an order of the County Court of Potomac made at the May term 1826 directing that the
report of Elijah McLanahan Executor of Lewis Mason be referred to the Master Commissioners
for state made and left out and that he make report thereof to court I have met the said
Exor at his own house and have taken the foregoing receipts and find that there has come to his hands
arising from the sale of the personal property and from Bonds & acpts due to him at the
time of his death the sum of \$2805 ⁹⁹/₁₀₀ as will appear from the debit side of the foregoing list
contained on the first and part of the second page ending at letter A out of which sum I find that he
has paid out to the creditors of testator the sum of \$778 ¹²/₁₀₀ on the credit side of the foregoing list
dept contained on the second third and part of the fourth page with more fully than ensuing at
letter B which said amounts of credits taken from said amt of Debit leaves a balance against
Executor of \$2027 ⁹⁸/₁₀₀ as appears on the 3rd page at letter C I have next ascertained that out of
money paid by Exor from the sale of lands made under the will of Testator and find that paid out
to the sum of \$5035 ¹⁶/₁₀₀ as will more fully appear from the entries on the fourth page contained in
letters D & E which last amount added to said balance at C makes a balance
against Executor of \$2073 ¹⁴/₁₀₀ as appears at the foot of the fourth page at letter B I find
that Executor has paid out to the legates of testator the sum of \$4861 ⁶⁷/₁₀₀ as will more fully
appear from the entries on the fifth page between letters D & E which sum last ascertained taken from
apportioned amount of \$5073 ¹⁴/₁₀₀ leaves a balance against Executor of \$1011 ³⁰/₁₀₀ as appears on the
5th page between F and G I have then examined a fourth credit for the sum of \$108 ³⁷/₁₀₀
that the Executor's legates which taken from last of sum and amount of Debit leaves a
balance against Exor of \$903 ¹⁴/₁₀₀ but I find that said sum is not an amt against the balance & is
taken from the same source as said balance & is not a credit in the place I was informed by

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Executor that there yet remains to sell of the land of testator two small tracts the one situated in the State of Kentucky is being an undivided moiety of four Acres or less owned by testator and himself, and the other being a small tract of ten Acres lying in the County of Motelout also one other tract lying in the State of Kentucky said to contain 1000 Acres which latter tract has been sold by the agent of Executor but owing to an adverse name having been set up to it since the sale no part of the purchase money has as yet been paid. All the other lands of testator having either passed to his heirs or have been sold and are accounted for in the foregoing acct. all which I certify & subscribe to. I have been employed in taking the foregoing acct & reporting thereon on 29 hours @ 46 per hour is \$13.34 ⁷⁵/₁₀₀ Let Wood keep

N.B. I find from a more particular Examination and calculation of the payments on Judgment and in favor of John Douglas Sen Voucher No 75 that that the Credits on said Voucher ought to have been for \$746.72 instead of \$752.87 a difference of six Dollars & fifteen cents which means with a further charge against Executor ^{of 2 marks the balance} against him \$909 ⁶⁴/₁₀₀ as appears on the foot of the acct.

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At Botetourt August Court 1830 this settlement was returned to Court and ordered to be recorded
I Attest
testes J. W. G. & J. W. G.

Appraisement of the personal property of Andrew Amis Jun taken on the 25 day of March 1830

Examined
J. W. G.

1 Elegant & Day Clock	\$ 50 00
1 Bureau	10 00
1 Sideboard	20 00
1 Folding leaf Table	3 00
1 Small Table	75
1 Pair And Iron & Shovel	75
4 split bottom Chairs	1 50
3 Winder Chair	1 00