

A copy test of Wally Lee

Robt Harvey

Will

Examined

By Permission of Almighty God I Robert Harvey of Botetourt County and State of Virginia being of sound and disposing mind and memory but well knowing the uncertainty of life do make the following disposition of my Estate that is to say all my Estate whether real or personal in possession remainder or expectancy ^{as hereby} vest in my Executors hereinafter named or such of them as may act and their successors for ever for the uses upon the trusts & for the purposes herein after contained and directed that is to say it is my will and desire that all my Just Debts be paid and the accounts of my Estate settled by my Exrs as soon after my decease as possible my wife is to be liberally and amply provided for out of my Estate & to that end I will & direct that my Execs assign to her such portion of my lands and personal Estate as she and they may agree upon ^{www.virginiapioneers.net} is to hold and enjoy during her natural life or widowhood & no longer and in lieu of the property secured to her by our marriage contract of ~~agreed~~ ^{deed} in the Clerk's office of Rockbridge County to my Daughter Mary Trigg I ~~assign~~ ^{devise} for her life the Tract of land whereon she now lives including the adjoining lands belonging to me about the title to which ^{there} is ~~is~~ dispute and if that part of it which is involved in the controversy with Peter Harris shall be lost my Executors are directed to give to her the use of such of my other property as will in their Estimation be an Equivalent having regard to the deduction from my Estate which the said loss will occasion I have already given to my said Daughter Seventeen thousand and twenty five dollars partly in the life time of her late husband & partly since his death including three Negro Men Emeline & Charlotte with which she is to be charged in the final distribution of my Estate. To my son I

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settled by my Ex^{rs} as soon after my decease as possible my wife is to be
liberally and amply provided for out of my Estate & to that end I will & direct
that my Ex^{rs} assign to her such portion of my land and personal Estate as she
and they may approve which she is to hold and enjoy during her natural
life or widowhood & no longer and in lieu of the property secured to her by
our marriage contract of record in the Clerk's office of Rockbridge County Va my
Daughter Mary Trigg I ~~devise~~^{bequeath} for her life the tract of land whereon she now lives
including the adjoining lands belonging to me about the title to which ^{there} is no
dispute and if that part of it which is involved in the controversy with Peter
Harris shall be lost my Ex^{rs} are directed to give to her the sum of twenty
my other property as well in their Estimation be an Equivalent having reference
to the deduction from my Estate which the said loss will occasion I have already
given to my said daughter the sum of fifteen thousand and twenty four dollars partly in
the life term of her late husband & partly since his death including three Negro
Ben Emaline & Charlotte with which she is to be charged in the final distribution
of my Estate. To my son Lewis Harry I have advanced twelve thousand and
twenty dollars with which he is also to be charged in the final distribution of
my Estate. To my son Henry Harry I have advanced eleven thousand three
hundred and eighty dollars with which he is to be charged in the final distribution
of my Estate My sons William Moore Harry and Breckinridge Harry are
to be maintained & educated out of my Estate until the respective attains
the age of twenty one months my daughter for her respective share of my
Estate is to be maintained and my nephew James of my Estate

shall think it advisable on consultation with my friend James Breckinridge by whom
advice and directions they are to act in all matters of importance relating to the manage-
ment or disposition of my Estate when the youngest of my infant sons shall attain to
full age then and not till then are my Executors to make an equal distribution of my
Estate amongst all my Children Mary Figg Lewis Harry the child of Henry Harry
William Moore Harry and Breckinridge Harry & if the Estate is not then in a situation
for a final division they will distribute only so much as is consistent with the In-
terest with the Interest of the Estate whatever share of my Estate shall be coming to Henry
Harry will be conveyed to Trustees for the use of his Children or otherwise disposed of
as my said friend James Breckinridge may approve & direct my intention being to make
it in full to his children I appoint my friend Joseph Hannah ^{Guardian} of my son William
Harry and my friend ^{Guardian} of my son Breckinridge Harry
to whom I submit with great confidence the superintendence of their interests in
my Estate their morals & Education I am aware of the duty and respon-
sibility of the trust I have no other apology to offer for imposing it on them than the
solicitude of a parent that his future offspring may be conducted to manhood in
the paths of virtue morality & religion I appoint my son Lewis Harry and
my friend George McDonald my Executors of this my last will ^{& Testament} annulling
and revoking all former wills by me made & declaring pronouncing & publishing
this ^{as} my only & last will & Testament Given under my hand & seal this 25
day of March in the year of Christ one thousand Eight Hundred and thirty one (1831)
Witnesses

James Breckinridge
Wm A McDowell

Robert Harry (Seal)

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to whom I submit with great confidence the superintendence of their interests & my estate their morals & Education I am aware of the delicate & responsible nature of the trust I have no other apology to offer for imposing it on them than the reluctance of a parent that his future offspring may be conducted to manhood in the paths of Virtue Morality & Religion I appoint my son Lewis Harney and my friend George McDonald my Executors of this my last will & Testament and revoking all former wills by me made & declaring pronouncing & publishing this as my only & last will & Testament Given under my hand & seal the 25 day of March in the year of Christ one thousand eight hundred and thirty one (1831)

Witnesses
James Breckenridge
Wm A McDowell
Loa Johnson
Elias Lutenanger
Philip Browder

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Robert Harney (Seal)

At Botetourt Court 1831 This Instrument of writing purporting to be the last will and Testament of Robert Harney Esq. was this day exhibited in Court and sworn by the Oaths of James Breckenridge & William A McDowell subscribing Witnesses thereto and thereupon ordered to be Recorded

A Copy testd J. W. H. H.