

I, James Harris of the County of Buckingham, State of Virginia, of sound and disposing mind and memory, do make and ordain this my last Will and Testament, in manner and form following:

1st Clause. I give and devise to my wife Margaret Harris, the tract of land on which I now reside, situated on "Sharps Creek" in the County aforesaid, and containing about 1,075 acres; also the tract of land adjoining the same, known as "Paine's Tract," containing about 390 acres; and I also give and devise to my said wife all of my household and kitchen furniture, one half of my horses, oxen, and other cattle, sheep and hogs, and all of my plantation utensils including wagons and carts, which are kept, or used on said tracts of land. All the foregoing estate both real, and personal, to be the property of my said wife, only for and during her natural life.

2^d I give and devise the remainder of the aforesaid property, both real, and personal, after the termination of my said wife's life estate therein, to my friends Benjamin Harris and Thomas N. Ford, executors herein after named, to be held by them in Trust, for the sole and separate use and benefit, and enjoyment of my daughter Mary V. Ayres during the term of her natural life, free from any debt obligation, or liability of her husband, whether heretofore, or hereafter incurred, or contracted, and in no way subject to the control, management or disposition of her said husband. And after the termination of the life interest of my daughter

I desire that said trustee Benjamin Harris, and Thomas H. Ford, do hold the aforesaid property in Trust, for the sole and separate use and benefit of the children of my said daughter Mary D. Dyres, subject to the same conditions, and restrictions aforesaid as to her said husband. But should my said daughter have no child or children at the time of her death, I desire that said trustee hold said property for the use and benefit of my daughter Sarah J. Allen and her children.

3. It is my will and desire that my daughter Mary D. Dyres, should live with my said wife, and enjoy the property devised to my said wife, in the same manner as she did during my life, and be supported, as I supported her without any charge therefor, and that this provision shall attach to the 1st clause of this my will, as a condition binding on my said wife.

4th I give and devise to my daughter Sarah J. Allen a tract of land lying in the County aforesaid, on James River, known as "Shore's Tract" adjoining the lands of John Nicholas, and containing 600 acres; also a tract of land lying in said County near "Glauvers Shop" known as Pondurance tract, containing 400, or 500 acres, and bounded by the lands of Arthur Mosley Hamilton, Boyer, and others on the proceeds of the same, under an existing contract with Norborne E. Harris.

5th I also give and devise to my daughter, Sarah J. Allen another tract of land, in said County on the Warren Road, called the "Roberts" tract, and containing about 400 acres, formerly owned by J. L. Pallowe, also one half of my house, oxen and other cattle, sheep and hogs.

6th I further give and devise to my said daughter Sarah J. Allen the debt I hold against the estate of her late husband Saml. Allen, du^o which said debt is secured by a deed of trust to Nathan W.

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tract, and containing about 400 acres, formerly owned by J. L. Pallowe,
also one half of my horses, oxen and other cattle, sheep and hogs.

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J. Allen, the debt I hold against the estate of her late husband Saml.
Allen due which said debt is secured by a deed of trust to Nathan W.
Ogden trustee, to the extent of \$10,000 thereof - all of which said prop-
erty given and devised to my said daughter Sarah J. Allen, by the
foregoing 4th 5th & 6th clauses, should be her property only during her
natural life - intending my said daughter Sarah to have only a life
estate in the same.

7th After the termination of the said life estate of my said
daughter Sarah J. Allen I devise that the property so given and devised
to her, shall be the property of her children, to be equally divided
among them.

8th My said daughter Sarah J. Allen is hereby empowered
to give at her discretion to any one or more of her children during
her life so much of said property devised to her, as may not give
any one of said children an advantage over any other one of the
same in the final division and distribution of said estate after
the termination of said life estate, the child or children accounting
for the property so received.

9th I give all debts due me, choses in action, and residues
of estate not herein disposed of to my two daughters to be equally di-
vided between them, the portion falling to my daughter Mary V. Ogden
to be controlled and managed by Benjamin Ham and Thomas M.
Bard trustee of the same in every respect, as herein before required.

in regard to other property devised for the benefit of my daughter Mary & Ayres - the debt named in the 6th clause excepted in this.
10th My will and desire is that my Executors first use the property mentioned in the foregoing clause to satisfy all debts due by myself - and should that fund be exhausted in the payment of my said debts - then I desire my Executors to constitute a fund by drawing equally and proportionally on the other property for the payment of any remainder of my indebtedness, so that my legatees and devisees may contribute equally.

11th I nominate and appoint my aforesaid friends Benjamin Harris and Thomas H. Ford to be the Executors of this my last Will and Testament: and I request that the Court will not require them to give any security. I also request that there be no appraisement of my estate. And my request that no security be required of my said Executors applies also to every trust created by this Will wherein my said Executors may act.

In witness whereof I do now hereunto subscribe my name and affix my seal this the 23^d day of Sept^r 1872.

Attestation

James Harris

signed and acknowledged in our presence, and subscribed by us in the presence of the testator, all being present at the same time.

H. St. Geo. Harris

Jr. J. Moon

Geo. W. Harris

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At a County Court held for Buckingham County, December 9th 1872. This paper writing purporting to be the last Will and Testament of James Harris dec^d, was this day produced in Court and proved by the oaths of H. St. Geo. Harris and Geo. W. Harris, two of the subscribing witnesses thereto, and ordered to be recorded, and on the motion of Benjamin John Harris, one of the executors named in said Will who made oath thereto, and entered into and acknowledges a bond in the penalty of \$16,000. conditioned according to law, without security, the testator by his will directing that none should be required, certificate is granted the said Benjamin John Harris for obtaining a probate of the said Will in due form.

Done. P. T. Foster C. C. C.

At a Circuit Court continued and held for Buckingham County, October 2nd 1872.