

all of the witnesses here subscribed and ordered to be recorded, on the motion of the said
Executors who made Oath according to Law Certificate is granted her for obtaining a probate
of the said Will in due form She giving Security Whereupon She together with Charles M. Nixon
and John Wheeler her Security entered into and Acknowledged their bond for that purpose
and John White and Samuel White the Executors Renounced in open Court the Execution
of the said Will.

Teste Thomas Read Clerk

Truly Recorded

Thomas Read Ck

I. Cunningham
Will

In the Name of God Amen I James Cunningham Planter of the
Parish of Cornwall in Charlotte County calling to Remembrance that all men ^{are} Mortal
and being now in a Sound and Composed State of mind and memory do make and ordain
this my Last Will and Testament. First I commend my immortal Soul into the hands
of God, and my body to the dust, to be decently buried at the discretion of my Executors, in
certain hope of its resurrection, and Secondly, as to the worldly Estate with which it hath
pleased God to bless me, both real and personal I will and ordain that it be disposed
as followeth. Vizt Imprimis. I give and bequeath unto my well beloved Wife Anne
the plantation and tract of land on which I reside Two negro Slaves named

good Chalk, and three negro Wenches named Bet, Sall and Jude, Her saddle and Bridle
 my Desk and Book Case and all my Books, one Bed and Furniture, one Chest made
 (C) on the back and my two Axes to be her property and for her use during her natural life,
 and I will and ordain that my said Wife have full Power to give and bequeath at her
 death or any ^{time} before, the above named negroes except Luce which I give to my daughter Bona
 with their Increase, goods and Chattles, as she shall think proper to any or all my Children
 or their heirs forever, but to no other person or persons Whatsoever. But if it is found after
 her death that she has not disposed of all or any of the above named effects and Negroes with
 their increase, I will and ordain that they be sold and the money equally divided between
 my ten Children or their heirs. Item I give and bequeath unto my son Samuel Cunnings-
 ham all my Lands lying upon Banister River in Halifax County to him and to his heirs
 forever. Likewise Two negroes fellows named Isaac and Luone, one Bed and Furniture now
 in his possession, and one fourth ^{part} of the Crop made last year (1774) and two fifth parts of the
 Crop made this year (1775) on my Plantation at Banister River as my own are there, together
 with my Silver Watch; half my Hogs and plantation Tools and two choice Cows and Calves,
 and two choice Steers for Ceen now at my said Plantation to him and to his heirs forever.

Item, I give and bequeath unto my son Andrew Cunningham all my Lands which I bought
 of William Cunningham and Samuel Boyd lying on the waters of Turnep Creek in
 Charlotte County.

Item. I give and bequeath unto my son Andrew Cunningham all my Lands which I bought
of William Cunningham and Samuel Boyd lying on the waters of Turnep Creek in
Charlotte County, to him and his heirs forever. Likewise Two negroe fellows named Jack and
Joe, one chest marked on the back (A.C.) Two bows and balves, one Bed and furniture, one Breed-
ing Sow, and a horse Saddle and Bridle, all at the discretion of my Executors, to him and to his
heirs forever. N. B. I will that my said son Andrew also have half the plantation tools
which I purpose to send in a few days to his plantation on Turnep Creek.⁴ Item. I give and bequeath
unto my son James Cunningham all the tract of Land on which I now live on Cub Creek to him
and to his heirs forever after the death of my wife. Likewise Two negroe fellows named Will and
Bill, a chest marked on the back (T.C.) Two bows and balves and a Bed and furniture at the discre-
tion of my Executors, and fifteen pounds cash, to him and to his heirs forever.⁵ Item. I give and
bequeath unto my daughter Elizabeth the wife of James Donald one Negroe Girl named Donah
now in their possession, and fifty two pounds and upwards which I paid to Field and Ball
merchants on the account of the said Donald, to her and ^{to} her heirs forever. Likewise all what-
soever of my goods or Chattles which I have given or Lent her since her marriage, to her and
to her heirs forever. Item, I give ^{and bequeath} to my Daughter Sarah the relict of Samuel Caldwell dec-
and now the wife of John Donald one negroe Wench named Luce, and one negroe Child named
Kate the Daughter of said Luce, to her and her heirs forever. Likewise all whatsoever I have
given or Lent her since her marriage with the said Caldwell

which I purpose to send in a few days to his plantation on Turnep Creek. Item I give and bequeath unto my son James Cunningham all the tract of Land on which I now live on bubble creek to him and to his heirs forever after the death of my wife. Likewise Two negroe fellows named Will and Phil, a chest marked on the back (I.C.) Two bows and balves and a Bed and furniture at the discretion of my Executors, and fifteen pounds cash, to him and to his heirs forever. Item I give and bequeath unto my daughter Elizabeth the wife of James Donald one Negroe Girl named Dinah now in their possession, and fifty two pounds and upwards which I paid to field and ball merchants on the account of the said Donald, to her and ^{to} her heirs forever. Likewise all whatsoever of my goods or Chattles which I have given or Lent her since her marriage, to her and to her heirs forever. Item I give ^{and bequeath} to my Daughter Sarah the relict of Samuel Caldwell decd and now the wife of John Donald one negroe Wench married Luce, and one negroe Child named later the Daughter of said Luce, to her and her heirs forever. Likewise all whatsoever goods and Chattles which I have given or Lent her since her marriage with the said Caldwell to her and her heirs forever. Item I give and bequeath unto my Daughter Margaret the Wife of Richard Gaines Esq. one negroe Wench named Sarah and one negroe boy named Ned, the son of said Sarah to her and to her heirs forever. Likewise two bows and balves at the discretion of my wife. Ten pounds Cash, and all whatsoever goods and Chattles

I have given or lent her since her marriage, to her and to her heirs forever. Item, I leave unto my Daughter Jane the Wife of James Adams I own one negre Wench named Nance now in the service of the said Adams, and one negre boy named Jacob, to be for her use and support during her natural life; and I also will and ordain that all whatsoever Goods and Chattles I have lent her since her marriage continue in her possession for her use and support during her natural life, and at her death I give and bequeath the said Negrees, goods and Chattles with their increase, to her Daughter Anne Thompson Adams to her and her heirs forever. Item, I give and Bequeath unto my Daughter Anne Cunningham, one negre boy named Jess, and one negre girl named Nance the Daughter of Luce, to her and to her heirs forever, Likewise one Saddle and Bridle now in her Possession, and Ten pounds Cash, and two bows and balles, a Bed and furniture, and a Chest of Drawers all at the discretion of my Executors, to her and her heirs forever. Item, I give and bequeath unto my Daughter Mary the Wife of William Johnston, one negre girl named Agg now in their possession, and one Negro fellow named London to her and to her heirs forever. Likewise ten pounds Cash, and all whatsoever Goods and Chattles which I have given or lent her since her marriage, to her and to her heirs forever. Item, I give and bequeath unto my Daughter Hannah Cunningham one negre girl named Cee, and one negre girl named Jude at the death of my wife with the increase of said Jude from this present date, to her and to her heirs forever. Likewise

negro girl named Obe, and one other negro girl named Jude at the death of my wife
with the increase of said Jude from this present date, to her and to her heirs forever. Likewise
fifteen pounds to ash, and one Bed and furniture, two Cows and Calves and a chest of
Drawers all at the discretion of my Executors, to her and to her heirs forever. ² I then
I will and ordain that all the debts due to me which can be collected, ^{as they} likewise
that the Tobacco made this year on the plantation on which I now live, and three
fifths of the Tobacco and Corn made this year at Banister, be applied to discharge
my debts, Funeral Expenses, and Legacies, and the surplus, if any, to be equally
divided among my Daughters or their heirs. But if there is not a sufficiency, I will
and ordain that so many of my horses, cows, sheep, hogs, household furniture or
plantation tools be sold as will be sufficient to discharge all my debts, legacies
and Funeral Expenses; and that afterwards all and every part of my Estate goods
and Chattles of whatever name or kind not herein already mentioned and bequea-
-thed, be the property and for the use of my wife during her natural Life, the better
to enable her to support and educate my Children now with her till they come the
age of Twenty one years. and I will and ordain that my wife have full Power
at her death or any time before to give and bequeath to any or all my Children
and to their heirs forever. ^{but to no other person or persons whatsoever, all or any}
part of my Estate goods and Chattles hereby declared to be her property and I will

that the Tobacco made this year on the plantation on which I now live, and three fifths of the Tobacco and Corn made this year at Banister, be applied to discharge my debts, Funeral Expenses, and Legacies, and the overplus, if any, to be Equally divided among my Daughters or their heirs. But if there is not a sufficiency, I will and ordain that so many of my horses, cows, sheep hogs household furniture or plantation tools be sold as will be sufficient to discharge all my debts, legacies and Funeral Expenses; and that afterwards all and every part of my Estate goods and Chattles of whatever name or kind not however already mentioned and bequeathed, be the property and for the use of my wife during her natural Life, the better to enable her to support and educate my Children now with her till they come the age of Twenty one years. and I will and ordain that my wife have full power at her death or any time before to give and bequeath to any or all my Children and to their heirs forever. but to no other person or persons whatsoever, all or any part of my Estate goods and Chattles hereby declared to be her property; and I will and ordain that after her death, all such Estate as she has not disposed of shall be sold and Equally divided between my seven Daughters or their heirs. I Heron, I will and ordain that if any of my Daughters is intestate and without heirs of their own body

That all the negroes goods and Chattles whatsoever which I have herein given and bequeathed to her or them, be sold and Equally divided amongst the rest of my daughters or their heirs, reserving one third part for her or their Husband or their heirs, if she or they have been married. and Likewise I will ordain that if any of my sons die Intestate and without heirs of their own Body, that his or their portion of Lands, negroes goods and Chattles, herein given and bequeathed by me be also sold and Equally divided between my other Children both sons and Daughters or their heirs reserving one third part of the negroes goods and Chattles for his or their wife or wives, if he or they have been married. Lastly I constitute and appoint my dearly beloved wife Anne Executrix, my neighbors Capt. John Brent, the Rev. Caleb Wallace, my son in Law James Donald, and my son Samuel Buntingham, Executors of this my Last will and Testament hereby disannulling revoking and making void all other wills by me heretofore made, declaring making and ordaining this to be only my true last will and Testament containing one whole sheet of paper, and I do hereby empower and Authorize my Executors above named to make good and Lawful Titles to all or any of my Lands, goods Chattles or negroes which they shall sell or dispose of agreeable to the Express words and true intent of this my last will and Testament. I Witness whereof I have hereunto set my hand and affixed my Seal this Thirtieth day of December Anno Domini, one Thousand seven hundred and

will and Testament. And being aware of I have hereunto set my hand and affixed my
Seal this Thirtieth day of December Anno Domini, one Thousand seven hundred and
Seventy five. P. S. I will and ordain that the negroes herein given and bequeathed to my
Daughters Anne and Hannah may be kept and wrought upon the plantation on which I
now live untill my said Daughters arrive to the age of 21 years for the use and advantage
of my said Daughters. A. B. There are three sentences Interlined in this my Last will and
Testament. In the first page these words, Viz. ("Except Luce which I give to my Daughter
Hannah.") In the third page, Viz. ("and to their heirs forever") and in the fourth page Viz.
("of the negroes goods and Chatties") which was done by my orders before the sealing and delivering
these presents. James Cunningham, L. S.

Signed, Sealed, published and delivered in presence of Caleb Wallace
Robt. Caldwell, Saml. Wallace, William ^{his} D. Dudgeon.

At a Court held for Charlotte County the 6th day of November 1780

The foregoing Last Will and Testament of James Cunningham dec. was presented in
Court by John Brent, James Daniel, and Samuel Cunningham three of the Executors
therein Named and the same was proved by the oaths of Robert Caldwell, William Dudgeon
and Samuel Wallace three of the witnesses thereto subscribed and ordered to be
Recorded, on the motion of the said Executors who made Oath according to Law Certificate
is Granted them for Obtaining a probate of the said Will in due form they giving security

of my said Daughters. V. B. There are three sentences Interlined in this my Last will and Testament. In the first page these words, Viz. ("Except Luce which I give to my Daughter Hannah.") In the third page, Viz. ("and to their heirs forever") and in the fourth page Viz. ("of the negroes goods and Chatties.") which was done by my orders before the sealing and delivering these presents.

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The foregoing Last Will and Testament of James Cunningham dec. was presented in Court by John Brent, James Daniel, and Samuel Cunningham three of the Executors thereon named and the same was proved by the oaths of Robert Caldwell, William Dudgeon and Samuel Wallace three of the witnesses thereto subscribed and ordered to be Recorded, on the motion of the said Executors whomade Oath according to Law Certificate is Granted them for Obtaining a probate of the said Will in due form they giving Security, whereupon they together with Robert Caldwell, Mathews Lowrey, James Daughat, and now Hannahs and Richard Gaines their Security entered into and Acknowledged their bond for that purpose. The Decr. Caleb Wallace the other Executor having renounced the Execution of the said Will.

Teste Thomas Head Clk