

Richard
Elliott
Esq

I Richard Elliott of the County of Charlotte being sick and weak in body, but
of sound mind and memory do make and ordain this as my last Will and Testament.

In the first place I bequeath to my loving wife Anne Elliott during her natural life
the plantation wherein I now live, and all the lands adjoining thereto on the South Side of
Stiths Creek, considering the South fork as the main Creek, together with the mill
my chancel and two bay houses, called the Carriage House, twenty head of Cattle,
four work steers, two harts, two sties called Jack and Buck, ten head of Sheep, twenty
head of Hogs, all my household & kitchen furniture excepting two beds, the Cup of Gold
that is made by the Kears house hands the present year, together with the following
Slaves, Hannah, Jack, Sarah, Ephantum, Old Billy, Kasee Ann Piles, Mingo, Nancy, the
Child Jim, Annistia C, Jack, & Walden Children of Christman, Kasee Ann Nancy
and her Child, Rose and her four children Willie, Judy, Bessie, & Willie, & Daniel
and their increase, and after the death of my beloved wife, I give the land & mill
together with the whole of the Estate then here to my son George & my Daughter
Julia, in equal Division to them their heirs forever, I hereby appoint my loving
wife Anne Guardian to my Children Julia & George during her life, and after
her death, then I have and appoint my friend Paul Carrington Jun. as Testamentary
Guardian to my said Children Julia & George & desire that no pecuniary may be

Chas. Sim, Annistea C, Jack, & William Children of Christman, Hannah Nancy
and her Child, Rose and her four children Willie, Judy, Bessie, & Willie, & Daniel
and their increase, and after the death of my beloved wife, I give the land & will
together with the whole of the Estate tent her, to my son George & my Daughter
Julia, in equal Divisions to them their heirs forever, I hereby appoint my loving
Wife Anne Guardian to my Children Julia & George during her life, and after
her death, then I leave and appoint my friend Paul Carrington Junr. as Tutor and
Guardian to my said Children Julia & George & give them that no minority may be
required of them as Guardians. I give to my Daughter Martha Childer
the following Negroes Billy Brown, William, Fiza, Amy & her five Children
Lovelace, Dick, Peter, Henry, & James, with their increase and bed Furniture, & a
Bay mare called the Yocowin fully to her & her heirs forever. I give to my son
Robert Elliott all the remainder of my land, which are the north side of Miller
Creek, being the surplus of my land, I purchase of Thomas Bickel together with
the following Negroes, Billy Brown, Abram, Charles, Billy, Mose, Casar, Peter
Wattlington, Frank, Sam, & Geo, Budge, Judy, & her Child, Jim, Rhoda,
Annie & her three Children, George, Jennie & grandson, Ed & Mary Harry
with their Increase, the four per cent upon what they are held of

73) bed, in head of bed, two bed furniture including the one now in his possession, and the
bed that is made by the hands under David Estlin the present year, one some more called
Diantha, one table with set the utensils belonging to my distillery to be saved from the fire hall
one half the wheat that is made on the ^{home house} plantation the ensuing year to him his heirs & assigns
I give to Nancy Estlin Daughter of William Estlin the following negroes Rufus Holton with
their Increase to her & her heirs forever. — I give to my daughter Elizabeth Jamison the following
negroes Peter the youngest Child Nancy with their Increase to her & her heirs forever —
I give to my son George Estlin, son of John Estlin the following negroes now in possession of John
Estlin Lucy and her Child and Hannah, with their increase to him and his heirs forever. All the
rest of my Estate which I have not will away, I direct shall be sold and the money arising
from such sale after all my Just Debts are first paid, together with all my out standing
Debts, whether Due or to be due or otherwise, I give in equal Shares to my son in law John
Estlin, Alexander Walker, and my Grand Daughter Nancy Estlin daughter of William Estlin
If my wife Anne Estlin should claim a third part of my Estate, and do not share to this
Will so Claimed in the said sale and conveyed by me the property I have left her &
my youngest Children George and Julia shall be forfeited to my son Robert Estlin, as any
of the legates not fully standing to & complying with this Will shall forfeit
what I have given them now & heretofore, And finally I do appoint my son Robert Estlin
and my son in law, John Estlin Executors of this my last Will & Testament
And I do hereby certify that the foregoing is a true and correct copy of the original of the same as the same is written by me

of the Legatus now fully & honestly
what I have given them now & hereafter, And lastly I do appoint my son Robert Elliott
and my son in law, John Carter Executors of this my last Will & Testament
hereby declaring this only to be my ^{L.S.} will, In Testimony whereof I have hereunto
set my hand & affixed my seal this ^{2^d} day of July 1796, Signed Sealed & acknowledged
by the testator to be his last Will & Testament in presence of us

I order and direct that the Negro beaver left to my son Robert in the preceding part
of this Will be changed to the Beave left my Wife in Law of Ephraim, who I give
to my son Robert instead of the said beaver who is to be considered as devised
to my Wife in place of Ephraim, Should my Grand daughter Nancy the Child
of my son William Elliott die without Issue then I give all that part of the
Estate devised her to my Children George & Susett their heirs forever, I direct that
all my Estate be kept together, for the making of a crop the ensuing year
and the Estate there to be devised and not before, I give to my loving Wife all
my Crop of Corn, Tobacco, Wheat, Oats &c made on the Plantation here whereon Slave
David Eadesley is conversant the ensuing year - The future Crop on hand is to go in
Common for the Support and maintenance of the family as usual, as
usual have been done heretofore - In Testimony whereof I have hereunto
set my hand & Seal this 2^d day of November 1796

Signed Sealed and declared by the testator

in his last Will & Testament in presence of us

Rich^d Elliott L.S.

of this Will be changed to the Devise left my Wife in Law of Ephraim, who I give
to my son Robert instead of the said George who is to be considered as devised
to my Wife in place of Ephraim. Should my Grand daughter Nancy the Child
of my son William Elwell die without Issue then I give all that part of the
Estate devised her to my Child George & Aunt Abner here forever, I want that
all my Estate be kept together, for the making of a crop the Ensuing year
and the Estate then to be divided and not before, I give to my loving Wife all
my Crop of Corn, Tobacco, Wheat, Oats &c made on the Plantation here Whose Slave
of David Eudaley is over the ensuing year - The present crop on hand is to go in
Common for the Support and maintenance of the family as usual, as
usual have been done had I lived - In Testimony whereof I have hereunto
set my hand & Seal this 2^d day of November 1796

Signed Sealed and declared by the testator
as his last Will & Testament in Presence of us

The Subscribing Witnesses

Anne ^{his} X Neale Thomas Neale Adam Lovern, David ^{his} Eudaley
_{mark} _{mark}

Rich^d Elliott Esq

Memorandum (viz) What in my last Will I devised
then Devise to my Daughter Elizabeth Sumner, a single Woman

(viz) name Diller then youngest Child named Nancy, she hereby makes this
devotion in my said Will, with which I have viz. I have granted that the
above named Diller then youngest Child Nancy be placed to the share of my
beloved wife, and after her Death the said Negroes, I intend to send in like
manner with those I have heretofore Will'd her, to my two youngest Children
Julia & George in equal Division, to them I have heretofore & in place of the
above mentioned Negroes Will'd to my Daughter Elizabeth Jamison, I have & intend
that she may have the amount of one hundred pounds paid her by my executors out of
my said Land and Debt, obliging her at the same time to take in part of said
sum, the debt due from the Estate of Jameson dec'd. I will sign Whose
I intend to my hand that this 3^d day of March one thousand seven hundred
and ninety six

Teste, William Mayes, Wm Elliott, Martin Clarke } Rich^d Elliott Esq

At a Court held for Charlotte County the 5th day of December 1796—
This Last Will and testament of Richard Elliott dec'd with the Memorandum or
Codicil thereto was presented on Court and the Will was read, by the oath of
Adam Brown and David Eudaly two of the Witnesses thereto Subscribed and the
Memorandum or Codicil thereto was read by the oath of William Mayes and
Robert Elliott two of the Witnesses thereto Subscribed, & ordered to be Recorded.

India George in equal Division, to them & then her former & in place of the
above mentioned Mogens Willis to my Daughter Elizabeth Jameson, I desire & wish
that she may have the amount of one hundred pounds paid her by my executor out of
my outstanding Debt, Obliging her at the same time to take in part of said
sum, The debt due from the Estate of Wm Jameson dec'd. In Witness whereof
I have hereunto set my hand & seal this 3^d day of November one thousand seven hundred
and ninety six

Teste, William Mayes, R. Elliott, Martha Clarke }

Rich^d Elliott Esq

At a Court held for Charlotte County the 5th day of December 1796

This last Will and Testament of Richard Elliott dec'd with the Memorandum on
Cordice thereto was presented in Court and the Will was proved by the oath of
Adam Brown and David Eddley two of the Witnesses thereto Subscribed and the
Memorandum on Cordice thereto was proved by the oath of William Mayes and
Robert Elliott two of the Witnesses thereto Subscribed, Ordered to be Recorded

Teste Thomas Reed Esq

At a Court held for Charlotte County the 3^d day of July 1797

On the motion of Robert Elliott, one the Executors herein named wherein
Cath according to Law & Statute is granted him for obtaining a probate of the said Will in due form he giving security
whereupon he with Thomas Reed Esq, Thomas C Elliott & Brooks Baker his lawyers entered into & acknowledged their joint undertaking
to Law for that purpose - Resolving & consenting to the other Executors to join in the probate thereof when the Court should be
Truly Recorded

Teste Thomas Reed Esq

Thomas Reed Esq

Agreeable to order of Charlotte County July 4 1796 We have appeared