

Henings Will In the Name of God Amen Samuel Henings of the Parish of
St Marks in the County of Culpeper and Colony of Virginia being of sound
Mind & Memory & in perfect senses calling to mind the Uncertainty of
Human Life & that it is appointed for all men to die do make this my
Last Will and Testament viz. I commit my Soul into the hands of Almighty
God my Body to the Ground to be decently buried at the Discretion of my
Executors hereafter named not doubting but I shall receive the same again
at the last Day through the Mighty power of Jesus Christ my Saviour
and as Touching such worldly goods with which God has blessed me
I give Devise and Dispose of in manner following

1st I do desire that all my Just Debts be Immediately paid after my Decease
from the Profits of my Estate and if the profits are not Sufficient for that
purpose then I will that my Executors do sell any part of the Estate real or
personal as they shall Judge most for the Discharge of my Debts And I
desire that the residue of my Estate be not to be divided

and as Touching such worldly goods with which God has blessed me
I give Devise and Dispose of in manner following

1st I do Desire that all my Just Debts be Immediately paid after my Decease
from the Profits of my Estate and if the profits are not Sufficient for that
purpose then I will that my Executors do sell any part of the Estate real or
personal as they shall Judge most for the Discharge of my Debts And I
require that an Inventory be taken of all my Estate but not to be valued

2^d after the payment of all my Just Debts Funeral Expences & Legacys my

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will is that the remaining part of all my Estate real & personal be

3^d Valued by Two or more Indifferent persons of Judgment & Credit who are
to be nominated and appointed by the Worshipful Court of Culpeper
And then the whole to be Equally Divided among my Following Children

Viz My sons Samuel & James and My Daughters Mary the wife of
Lewis Stephens Jun^r of Frederick County, Joanna Nancy Eliza & Sally

5 In Just proportions, But I hereby grant Power & Liberty to my said sons Samuel and James or the Survivor of them at the time of the Valuation as above to keep all the lands in their Possession and pay to their Sisters each of them their Just Share and proportion of the value of the Lands.

But in this they are to act as they please - either to keep the land between them and pay as above or to allow to each of their Sisters the Just proportion of the Land agreeable to the Just valuation but still Reserving hereby a

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Just and becoming Support & Maintenance for my wife and such of my children as are unsettled out of the Profits of my Estate & a house to be Built for my wife and children that she may have no Trouble

Its In case of the Marriage and Settlement of either or both my sons Samuel & James before the valuation of my Lands as above Directed and be as they have made Improvements necessary for their convenience

and he or they have made improvements necessary for their convenience
on the lands whereon they may be at the time living such Improvements

ments by them made shall not by any means be valued

And should I before my Death or my Exit before the valuation of my Estate as above can take place make over any Tract of Land or give any part of my personal Estate on account of what is given to any of my above mentioned sons & Daughters all such Donations I desire may be considered as a Determinate Partition of my Estate & if it should make an Valuation to an Equal share what my other sons & Daughters may Receive or ought to Enjoy of my Estate Real and personal devised or otherwise such Sons and Daughters thus provided for are to have no further Part of my Estate whatsoever.

And In case of the Death of any of my Children before married Either sons
or Daughters without Their Lawfully Begotten then I will that the

And should therefore my Death or mine occur before the valuation of my
Estate as above can take place make over any Tract of Land or give any
part of my personal Estate an account is taken of what is given to any
of my above mentioned sons & Daughters all such Donations here may
be considered as a determinate proportion of my Estate & if it should remain
on Valuation to an Equal share what my other sons & Daughters may
Receive or ought to Enjoy of my Estate Real and personal devised or to be
then such Sons and Daughters ~~there provided for~~ are to have no further
Part of my Estate whatsoever

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And In case of the Death of any of my Children before named either sons
or Daughters without their lawfully Begotten then I will that the
Share and Proportion of the Deceased Child or Children shall be
Equally Divided among my surviving Children before named

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Itb As my sons David and Robert are already well Provided for and
Do not stand in need of any thing from me yet to Each of them I
give and bequeath Ten pounds Sterling if they Demand it to
be paid out of the Treadist of my Estate —

Itb To my son Samuel Over and above his share given & bequeathing
as before of my Estate I give one Negroe man or Woman agreeable as
he shall choose, ^{which} or if he shall Prefer it before the Negroe man or
Woman I leave to him and hereby give him the stells with all
the Stitting Furniture of whatever Denomination but in choosing
the Negroe he is not to have the stells and if he Prefers the Stells
he is not have the Negroe

Itb Should it be the Misfortune of any of my Daughters to Marry a
Gambler or Spend Thrift or a Careless Lazy Indolent Man then my
will is and do hereby Stricly charge my Executors that they do

bequeathed as above to the Husband who Merits such advances
of any of my Daughters and to keep it in their Possession allowing
my said ^{daughter} and her children if any such a part of the Profits as may
be necessary for their Support only and should my Executors Judge
it more proper & convenient & advantageous that the whole of such
Unfortunate Daughters share should be converted into Land or
Negroes or both Land ^{in Culpeper County, Virginia Mills} and Negroes. I hereby will & require that they
do so and let the same to my said Daughters during their
Natural lives only and after their Decease Give and bequeath the
Same to the Heirs of their bodies Lawfully begotten and in lack of
their Descendants without any Such Heirs my will is that Such
Daughters Estate of whatever name real and personal be Equally
Divided among my Surviving Children mentioned above But

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The Husband of such a character as above of any of my Daughters I do hereby
Exclude from enjoying or possessing forever any part of his wifes Estate any law
form of law custom or usage notwithstanding to the contrary.

Itt That the time of my Decese the Estate of the late Dr Thomas Harrison to
whose last Will I am an Executor should be unsettled and it should appear
that there are sums in my hands of the said Estate unaccounted for
my Will is and do hereby Request and authorize my Executors to grant
such bonds with such security for the payment of all such sums as
shall appear unpaid to the surviving Executor and to the satisfaction
of the worshipfull Court of Culpeper that all such sums may be forth
with paid to the Heirs of the late Dr Harrison when ever Demanded
lastly I constitute and appoint my loving wife Elenor my sons David Samuel
and my son James when he is of Age or any two of them Executors
of this my Last Will and Testament. As my son David has left him no

part of my Estate except the small Legacy of Ten hundred Sterling as
above and the greatest part of the Trouble in the Administration
fall on him I do Desire that he may be allowed a Compensation out of
the Estate for what he may do for the benefit of his Mother & the Young
Children, and in case of the Death of any two of my Executors before
the Settlement of my Estate as above directed then I do hereby create
and Appoint my Trusty Friend Captain James Pendleton an
Executor of this my last Will and Testament jointly with the
Survivors of he should not chuse to act or die before the Settlement
of my Estate then I do Request the Worshipfull Court of Culpeper
to Nominate and Appoint one or more to act as Executor
jointly with the Survivors

And I do hereby Revoke and Disannul all Wills Testaments

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the Estate for what he may be for the benefit of his Mother & the Young
Children, and in case of the Death of any two of my Executors before
the Settlement of my Estate as above directed then I do hereby constitute
and Appoint my Trusty Friend Captain James Peard to be an
Executor of this my Last Will and Testament jointly with the &
Survivors of ~~he should not~~ ^{to act or die} before the Settlement
of my Estate then I do Request the worshipfull Court of Culpeper
to Nominate and Appoint one or more to act as Executor
Jointly with the Survivors

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And I do hereby Revoke and Disannul all Wills Testaments
Legacies bequests heretofore by me made in any Manner or
form

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I now whatever satisfying and confirming this alone as my
Last Will and Testament In Testimony whereof I have hereunto
set my hand Seal this thirteenth day of November in the

Year of our Lord God 1770

Signed sealed Published pronounced

Sam Welling Lt.

Declared by the above Samuel Welling

as for his last Will and Testament

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in our presence who in the presence

of each other have hereunto

subscribed our names

Mary Welling

Bislett Davenport

Witt Welling

At Court held for Culpeper County the 18th Day of July 1774

Hitt Will

At Court held for Culpeper County the 13th Day of July 1774

His Last Will and Testament of Samuel Hening was
Exhibited to the Court and proved by the oaths of Mary Melburn
a Witness thereto and having been before proved by the oath of
Berkett Davenport, another Witness thereto is ordered to be recorded
On the Motion of ^{Culpeper County, Virginia Wills} ~~James Hening~~ one of the Executors therein named
¹⁷⁷⁰⁻¹⁸³³
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certificates is granted him for obtaining a probat thereof in due form
he having made oath thereto and Given bond & Security according
to Law, Liberty is reserved for the other Executors to Join in the
Probat when they think fit

Teste John Cameron C. C. Clerk