

67
Capell
Nicholas
Willk.
Examiner

In the Name of God Amen I Nicholas Capell of Franklin County and the County of Virginia being awake in Body But of perfect mind and understanding and considering the uncertainty of life and that it is appointed that all must Die do make and ordain this my Last will and Testament for the purpose of disposing of what worldly goods Providence has Blesst me with in the following manner to wit, first I Direct that my Executors give me a Decent Burial and pay all my just Debts and Funeral Expenses
Then I give and bequeath to my Loving Wife Elizabeth the possession of all my Lands and Tenements and also all my personal Estate of Every kind consisting of Negroes Horses Cattle Sheep and Hogs as also Households and Kitchen Furniture and Employments of husbandry with and all profits arising therefrom she in the mean time To Support my three Children till they come to the age of Twenty one years, provided never the less that If she should Marry before my son John Capell comes to the age of Twenty one years in that case she is to take her Dower in the Lands and Tenements above mentioned to be included in the following Buriall
to wit, Beginning at the top of the Ridge opposit Charles Greer's Spring in said Capell's Line thence with the Ridge to the Dog Horn Ridge to William Jones's Line and thence on my Back Line to the beginning I also further Direct that on her marrying at any time she shall give up to my Executors two thirds of all my personal property in her hands Except the two negro women Fanny and Frances to the Benefit of my Children but in case she should not Marry the Division of said Line is not to be made till my son John Capell comes of age at which time it is to be made as before mentioned also I give to my said Wife Two Negro women to wit, Fanny and Frances all of which I give to her During her Natural life with the Exception of one Howard I allow hereafter to be bequeath to my two Daughters which I Direct to be under the Direction of my Executors for the purpose aforesaid Then I give and bequeath to my son John Capell three Negro Boys to wit, Joseph Lewis and David also after my wife Deceas the negro woman Fanny and her Increase from this Date to him and his heirs for ever Then I give and bequeath to my Daughter Mary Capell Two Negroes girls named Mancey and Luckey also after my Wife Deceas a negro woman named Frances and one half of her increase from this Date also five hundred Dollars as above mentioned to her and her heirs for ever she to Receive the same at her being of Twenty one years of age Then I give and bequeath to my Daughter Elizabeth Capell Two negro girls named Susey and Filly also Two hundred Dollars as above mentioned and one Equil Half of the Increase of a negro woman named Frances bequeath to her and her heirs for ever she to Receive the same at her being of Twenty one years of age

constituted and ordered my trusty Friends Robert James - Williams
Banks and Thomas Jones Executors of this my Last Will and
Testament hereby Revoking all other Wills and Testaments and
confirming this and this alone as my Last will and Testament
in Witness whereof I have hereunto subscribed my name and affixed
my Seal this 25 Day of July 1811.

Given seals and acknowledged

Nicholas Capell 

In Presence of us

William James

Josth More

Elizabeth^{mark} More

Joshua Young^{mark}

A Codicil to the foregoing Will

Whereas I bequeathed unto my Daughter Mary Capell a negro
Girl named Lucky and the Negro being at this time
Deficient in one of her Eyes It is my Will that it at any time
hereafter she the said Negro should lose the use of the other Eye
then my son John Capell shall take her and pay Mary Capell
the negro Boy named David in lieu of said negro Girl in Witness
whereof I set my hand and affix my Seal this 15th Day of
November in the year 1811

The above Codicil was
seen and acknowledged

Nicholas Capell 

by the Testator in presence

of us

John Long

At a Court held for Franklin County January 6th 1812

This Last Will and Testament of Nicholas Capell deceased
was proved by the oath of William James and Josth More two of
the Witnesses hereto & ordered to be recorded.

And at a Court held for said County June 6th 1811

The Executors named in the said Last Will and Testament refusing
to take upon themselves the burthen of the execution thereof on the
petition of Elizabeth Capell the widow and Relict of the Decedent
who made oath and together with Thomas Hale and John Shively
her securities entered into and acknowledged Bond in the penalty
of one thousand pounds conditioned as the Law directs Certificate
is granted her for obtaining Letters of administration on the said
Decedent's Estate with his Will annexed in due form.

Teste John Hale, C. J. H.

This Lot is to receive \$16.66 $\frac{2}{3}$ from Lot N^o 3. $\frac{16.66\frac{2}{3}}{1166.66\frac{2}{3}}$

Lot N^o 3 To Abram Amos and delivered same consisting of the following

Leff a man at \$100
 Benson a Boy at 400
 Miriam a Girl at 200
 Grace a woman 150

This Lot is to receive \$16.66 $\frac{2}{3}$ from Lot N^o 3. $\frac{16.66\frac{2}{3}}{1166.66\frac{2}{3}}$

Ant Lot N^o 1 \$1150
 Lot N^o 2 1167.33 $\frac{1}{2}$
 Lot N^o 3 1216
 Lot N^o 4 1150
 Lot N^o 5 1150
 \$5833.33 $\frac{1}{3}$
 1166.66 $\frac{2}{3}$

Done By the Commissioners June 20th 1814

Moses Greer Jr
 James Callaway
 Patrick Cox
 Commissioners

At a court held for Franklin County July 4th 1814
 This Division of the Estate of George Turnbull deceased was returned and ordered to be recorded

Teste Caleb Tate C. C.

August 30th 1814

Capell Appraiser by an order of the County Court of Franklin
 Nicholas directed to us to appraise the Estate of Nicolas Caple deceased
 Inventory & being sworn have made the following appraisement
 and Inventory of said Estate to wit

Frank a Negro Woman age 30 \$333.33
 Fanny a woman age 23 400.00
 Joe a boy age 13 316.66
 Lewis a boy age 9 270.00
 Nancy a Girl age 9 250.00
 Lucie a Girl age 7 200.00
 David a boy age 4 200.00
 Phillis a Girl age 4 150.00

Ambrase a boy age 1	\$ 100. 00
Ruth a Girl age 5 months	90. 00
one Kean horse	85. 00
one Yoke of Steers	40. 00
four Bed Furniture & Bedsteads	108. 00
one bedstead	3. 75
one Bed Quilt	1. 50
one Bed Furniture & Bedstead	
one Loom	5. 50
Two Cotton Wheels	4. 50
one Flax Wheel	3. 00
	2561. 24
one old Warrans Saddle	3. 00
one Check Reel	1. 25
1 pair Fire dogs	1. 50
1 Copper Tea Kettle & 1 Tin Coffee pot	2. 00
1 Small Kegg	. 00
1 Silver Watch	15. 00
1 Desk	21. 50
1 Set Wash mountain	6. 00
1 Small cabinet of Furniture	6. 50
5 Silver Tea set	1. 50
1 Set Kitchen Forks	2. 25
1 printer Basin & Gaskets	2. 50
2 printer Dishes	4. 00
1 Case Stone & Water	1. 00
To money Weights & Scales	2. 50
1 Gallon measure	1. 25
1 Pair China Bowl	1. 50
1 Silver Table	5. 00
6 Chairs	1. 50
1 Winter Chairs	4. 00
1 Eight day clock & case	70. 00
1 Looking Glass	1. 50
1 P. Stillards	1. 50
1 P. Cotton cards	. 75
2 Pickering Tubbs	1. 75
2 Fat Tub	1. 00

52. 1 Hand Shovel Sprouge	2 75
3 Pottles	6 50
1 Hawk	3 00
1 Pott	2734 99
1 Oven Lid & Whipping spaw	1 33
2 Skillets	2 84
2 pr. Ceans	75
1 Pott Rack	5 25
1 Red cow with white face	1 25
1 Red Cow	12 00
1 Red Heifer	12 00
1 Black & pied Cow	12 00
1 Black Bull	9 00
Boards of 2 old Wagon wheels	10 00
1 Red Furniture & Wood Shed	1 75
1 Chest & Table	27 00
3 Chairs	3 00
2 Red cows	53
1 Flax wheel	24 00
1 potrack	3 00
1 old Broken cart	1 25
3 head of sheep	3 00
1 Bell's & Smith's Tools	1 46
10 old Axes	35 00
1 Broad ax	3 75
1 hand Saw	2 25
1 Cross cut Saw	2 00
11. Screw augers	6 00
1 Foot adze	3 84
2 Chisels	1 25
1 Ford plow	1 25
1 Drawing Knife	75
1 Iron plate stove Pipes	1 00
1 Shovel & Mattock	25 00
1 Pump lorer	216 50
1 Shill	2734 99
	1 25
10 Tub & 3 Buckets	75
	70 00
1 Iron Bound bask	9 00
3 Slays &c	1 16
	1 75

2 Legg chains
2 Rells

3.00

1.75

30th. 15

Mr Jones

Isaac ^{his} LammersSeph ^{mark} ^{his} Moore

At a court held for Franklin County September 5th 1814

This Inventory and appraisement of the Estate of Nicholas Capel deceased, was returned and ordered to be recorded.

Teste, Caleb Tate, C. F. C.

Robertson
Elizabeth
Dower
Examiner

Pursuant to an order of the Worshipfull Court of Franklin County we the undersigned have proceeded to lay off and assign to Elizabeth Robertson widow of Nicholas Robertson dec. her dower in the said decedents Estate, as follows (To wit) Beginning at a Red oak in the old line thence with it North thirteen degrees East Eighty two poles to pointers in John Smiths line thence with it South fifty nine degrees East forty poles to pointers thence East Eighty poles thence South thirty six degrees East six poles crossing the racing spring to a gum thence South sixty six degrees West fourteen poles to a Walnut thence South thirty eight degrees West forty two poles to a white oak thence South Eighty two degrees west unity Eight poles to the Beginning containing thirty six acres and including a house commonly call^d the store house in which the said Elizabeth now lives Given under our hands this 23rd day of October 1814.

Thos Garrett

Peter Barnes for
John Forbes.

At a court held for Franklin County November 7th 1814.

This assignment of dower to Elizabeth Robertson, was returned and ordered to be recorded.

Teste, Caleb Tate, C. F. C.