

I, John Clark, of Halifax county, do make this my last will and testament in manner following: I have given to my deceased daughter Maria ten negroes and five thousand dollars in money. I have also given to my deceased daughter Elizabeth ten negroes and six thousand dollars in money. I have also given to my daughter Mary ten negroes and six thousand dollars in money, and I now give her my interest in the following negroes belonging to the firm of William Bailey & Co. and now in the possession of her husband, to-wit: Judy, Granville and Peter, and the lot at Halifax Courthouse on which the storehouse now in the occupancy of the firm of Wm. Bailey & Co. stands and I give to my daughter Martha fifteen negroes and six thousand dollars in money and she may take my Mount Laurel tract of land at valuation, not to exceed two thousand dollars in part of her pecuniary legacy if she shall elect so to take it and I give to my daughter Ann, fifteen negroes and six thousand dollars in money and she may take my long branch

plantation at valuation which is not to exceed three thousand dollars in part of her pecuniary legacy if she shall elect so to take it. And I give to my daughter Phebe Howson exclusive of what I have already given to her and her deceased husband my mill plantation, the mill to be completed as now contemplated out of my estate by my executor and all the stock of every description and plantation tools attached to and belonging to that plantation, and the following twelve negroes, to-wit: Dick, Rachel, Colen, Harriet Phebe, Reah and her three children, Henry, the miller, Johnson and Ethelbert, and I also give her the land which I purchased of Rowlett and adjoining the aforesaid mill tract, and I give to my son, William, my Banister plantation, together with the stock of every description and the plantation tools and other conveniences attached to and belonging and upon the said plantation. I also give him all the negroes on the said plantation, except Dick Coats and his family. I also give him two other negroes, to-wit, Delphy and a boy named Washington. It is my will that my said son shall take possession of the plantation and other property above bequeathed and devised to him immediately after my death and take the crop made the year in which I may die to his own use. And I give to my son, John Thomas, my Staunton River plantation, which includes the mansion seat and all the land attached thereto, supposed to contain about twenty-two hundred acres, subject, however, to the provision hereinafter made in relation thereto in favor of my beloved wife and my daughter, Martha and Ann, and my son, Charles. I also give him fifteen negroes, and at the death of my beloved wife all my household and kitchen furniture. And I give to my son, Charles, one hundred shares of bank stock, forty of which are now standing in my name on the books of the Bank of Virginia and the other sixty are at present loaned to the firm of William Bailey & Co. It is my will that my exector do forthwith have the said stock transferred in due form to my said son

and that they annually receive the dividends and some time invest the same in bank stock of a productive character until my son comes of age, so that he may then receive the said stock with all the accruing dividends thereon. But it is my will and I do hereby authorize my executors if they shall think that the interest of my said son will be advanced thereby to lay out the whole of the said stock or any part thereof and the dividends thereon in the purchase of a tract of land for my said son. I also give him fifteen negroes and I give to my beloved wife, so long as she remains unmarried, my Staunton River plantation, all the stock of every description and the plantation tools and conveniences upon and belonging to the said plantation, my carriage and all my household and kitchen furniture, and all my negroes not otherwise disposed of. If my said wife shall remain unmarried I give at her death the negroes, stock, carriage and plantation tools to all my children and grandchildren, that is to say, one-ninth part to each of my children, one-ninth part to the children of my deceased daughter, Maria, and one-ninth part to Ann G., the daughter of my deceased daughter, Elizabeth, if the said Ann G. shall live to attain the age of twenty-one or marry. In case my said wife shall marry again, I give to her from the time of her marriage during her life, instead of the property above given to her, one-half of the negroes above bequeathed to her, one-third of the stock and one-third of the household and kitchen furniture and the carriage and that part of the Staunton river plantation purchased of William Thewatt and the lower land which I purchased of the children of Mathew Sims upon the death of Mrs. Sims upon the marriage of my said wife should she marry, the two-thirds of the household and kitchen furniture are to go immediately to my son, John Thomas, and the half of the negroes and stock are to go immediately to my children and grandchildren to be divided among them in the manner above mentioned. It is my will that my said wife shall take possession of the plantation and other property above given to

her as aforesaid immediately after my death and take the crops made thereon the year in which I may die to her own use. In case my son, John Thomas, shall die before he arrives to the age of twenty-one years, it is my will that the land bequeathed to him shall go to my son, Charles, and in that event the bank stock hereinbefore given to Charles with the dividends which shall have accrued thereon shall be divided among my children and grandchildren, that is to say, one-eighth to each of my children and one-eighth to the children of my deceased daughter, Maria, and one-eighth to Ann G., the daughter of my deceased daughter, Elizabeth, if she shall live to attain the age of twenty-one years or marry. It is my will that the negroes bequeathed in this will not particularly named shall be divided off in families as convenient and as much to the satisfaction of all concerned as possible as my executors may think, proper regard being had to the wishes of my wife and the children and the interest of my estate. It is my will that my son, Charles, shall be educated in such manner as my executors may direct, money enough for this purpose, I hope, may be raised from the profits of his negroes and from what his mother can spare from the profits of the property bequeathed to her, but in case this should not be the case, I direct that the deficiency shall be made up out of any fund belonging to my estate in the hands of my executors so that he may be clothed, educated and supported without breaking in upon the bank stock bequeathed to him or the dividends thereof. It is also my will that my daughters, Martha and Ann, shall have the privilege of living in my dwelling house with my wife or my son, John, so long as they remain unmarried, and my son, Charles, until he shall attain the age of twenty-one years. My three houses and lots at Halifax Court House, two of which are now occupied by Dr. T. H. Averett and Henry Call and the third lately occupied by John S. Lewellyn I give to my son, William, and my daughters, Martha and Ann, to be equally divided among them. It is my will that William Bailey

shall have my interest in the mill on Terrible Creek belonging to the firm of William Bailey & Co., and if he chooses so to do, upon his paying to my executors the costs of the original purchase and all subsequent expenditures. I have sold my interest in the Mount Laurel store to John Coleman upon a credit until 1842, the interest in the meantime to be paid annually. It is my wish that my executors shall lay out from time to time the interest thus to be received and such part of the principal as the said John Coleman may pay before the same shall become payable in productive bank stock to go on accumulating until the debt shall become payable and then I give the principal of the debt and the interest which may have accrued thereon to my children, Phebe H., Martha, Ann, William, John and Charles, to be equally divided among them, and if either of my said children shall die before the said money shall become payable not leaving children or other decedents, in that case I give the part above bequeathed to the child or children so dying to their survivors of the said Phebe H., Martha Ann, William, John and Charles. It is my desire that my court house co-partnership shall be adjusted as soon as possible and that my executors (the pecuniary legacies bequeathed in this will being first paid and the bank stock properly transferred) may lend to William Bailey any sum which he may want to carry on his mercantile business not exceeding ten thousand dollars, taking bonds and the security for payment thereof with interest when my son, John Thomas, shall attain the age of twenty-one years. And I authorize my executors to receive at equitable prices any property belonging to the court house concerning part payment of the debt due to me from it. It is my desire that the pecuniary legacies bequeathed in this my will if not immediately paid to the legatees or their guardians shall by my executors be put out to interest to persons of undoubted credit and taking also good security and to remove all doubt. I hereby declare that none of the bequests in this will in favor of my granddaughter, Ann G. Coleman, daughter of

my deceased daughter, Elizabeth, are to be considered vested legacies, but that the same are by me intended to be contingent so that she shall receive no benefit from any bequest to her in case she shall die before she shall attain the age of twenty-one years or marry. It is my will that the crop made upon mill tract of land in the year in which I may die shall go to my daughter, Phebe H., for her own use. After the payment of the pecuniary legacies and after the bank stock shall have been properly transferred for the benefit of my son, Charles, I give the whole of my estate not herein particularly disposed of, including debt money funds and every other kind of property belonging to me, to be divided among my children and grandchildren in the following manner, that is to say, one-ninth to each of my children, one-ninth to be divided among the children of my deceased daughter, Maria, and one-ninth to my granddaughter, Ann G. Coleman, if she shall live to attain the age of twenty-one years or marry. It is my desire that my executors shall lend at interest to John Coleman, the father of my granddaughter, Ann G., such sum as my granddaughter may be entitled to under this will in case she shall live to attain the age of twenty-one years or marry the said John Coleman, giving bond and security to pay the same when my said granddaughter shall attain the age of twenty-one years or marry or at her death in case she shall die before she shall attain that age and before she shall marry. And I do appoint my brother, Howson Clark, and my son, William Clark, executors of this my last will and testament.

In witness whereof I have hereunto set my hand this 10th day of March in the year 1827.

John Clark.

Signed and published and declared by the said John Clark as his will and testament in presence of us, the words "dividends" on the second page, the words "and all my negroes not hereinafter disposed of" on the third page, and the words "wife" and "have" and "Henry" on the title

page and the words "the" and "the part" on the fifth page being first interlined.

Henry W. Tucker,
James H. Hudson,
his
Wm. X Driscoll,
mark
Wm. Leigh.

At a court held for Halifax county the 29th day of May, 1827, the within written last will and testament of John Clark, deceased, was exhibited in court and proved by the oaths of two of the witnesses thereto subscribed and ordered to be recorded; whereupon on motion of Howson Clark and William H. Clark, the executors therein named, who made oath thereto according to law, and with John Sims, John Coleman, William Bailey, William Leigh and Samuel Williams, their securities entered into and acknowledged bond in the penalty of five hundred thousand dollars conditioned according to law certificate is granted them for obtaining probate thereof in due form.

Teste: Samuel Williams, C. H. C.

1824, May 24—Inventory of the estate of Dr. Robert Clark (deceased, March 21, 1820). The names of Nancy Clark and Thomas Clark are mentioned in the account of sales, also the name of Henry B. Johnson; a long list of household furniture, farm products, horses, cattle, &c.