

In the name of God Amen I William Fleming of the parish of saint Paul in the county of Hanover being in health and of perfect mind and memory (thanks be given to Almighty God for the same) but calling to mind the uncertainty of this transitory life and being willing to settle my worldly affairs in order to make this my last will and testament in manner and form following vizt Imprimis I command my soul to God who gave it hoping through the death and merits of Jesus Christ my savior to be made partaker of the never fading joys of immortality at the day of resurrection and as for what temporal estate it hath pleased god to bestow upon me I give and bequeath the same in manner and form following that is to say first I give and bequeath to my son-in-law Henry Bibb and my beloved daughter Eleanor the wife of the said Henry the use of two hundred and fifty acres of land Beginning at the main road on the north side of sedgy creek running down the said road to a red oak and a hickory sapling a white oak running south seventy degrees west to a hickory sapling and a white oak on Mr. John Poindexters line along the said line to a branch of sedgy creek and over the said branch to a back line of marked trees on the north fork of sedgy creek and down the said fork to the beginning being part of a tract of one thousand acres of land whereon they now live during both their two natural lives and after their decease I give and devise the same unto their son Benjamin Bibb and to his heirs forever. Item I give and devise unto William Pollard the son of Richard Pollard, dec'd two hundred acres of land beginning at the mouth of Sedgy creek and running up the north side of the creek, including the north fork of sedgy creek to the back line along the said line to the river and down the river to the beginning to him and his heirs forever. Item I give and devise to my grandson Henry Bibb son of the said Henry & Eleanor his wife three hundred and fifty acres of land including the old plantation part of the above said one thousand acres to him and his heirs forever. Item I give and devise unto my grandson Robert Fleming Bibb my new quarter with two hundred acres of land part of the tract aforesaid as is marked out be the same more or less (the dividing line of Henry and Robert land is beginning at a great hickory in Mr. John Carrs line running north forty degrees west to a white and spanish oak on sedgy creek and down the said creek and river to Mr. Carr's corner tree and up the said Carrs line to the beginning) to him and his heirs forever And my will and desire is that if any of the said legatees should happen to die before they do attain to twenty one years of age then & in that case the land left to him or them shall go & revert to their younger brother John Bibb, and not any of the afore said legatees to enjoy any part of the said Land untill they respectively arrive to the age of twenty one years. Item I give and bequeath

unto my dear and well beloved wife Elizabeth Fleming six negro slaves three males & three females she to take her choice out of all my negroes to have and to hold the said six negroes slaves and the increase of the female ones after my decease that they shall bear her my said wife and to her sole disposing and to her heirs forever. I give and bequeath unto my said wife the use of my plantation in King William County on the college land and the land belonging to it during the term of her natural life she paying the yearly rent of the same and that she do petition the masters of the College for a new lease within six months after my decease. Item my will and desire is that my wife aforesaid may have the liberty of choosing any one of my young negroes to wait on her untill the little shall come to twelve years old and to return again to my estate and so to take another as she shall please and to return it in like manner. Item my will and pleasure is that my said wife shall have the use of all my stock on the said plantation on the college land and on the plantation where we now live for and to keep her in provision and her family also and that shall have no stint of the same and the over plus that she doth not use for her and her family shall be applied and go to and be added to my other estate to be divided as herein after mentioned and this my said wife is to have as long as she lives and after my said wife's decease the said stock shall go and be divided as herein after mentioned and I also will and desire that she my said wife shall have the use of all my household furniture and other goods whatsoever remaining on the two said plantations that in King William County and that whereon we now dwell during her natural life and afterwards to be disposed and divided as herein after mentioned. Item I give and bequeath unto William Fleming Cocke the son of Pleasant Cocke a legacy of forty pounds current money to be taken out of my estate. Item if it shall happen that any one or more of my relations should come from England my will & desire is that his or their passage here and home again if he or they be minded to go shall be defrayed and satisfied out of my estate and that he or they may be sustained out of my estate whilst he stays here in Virginia if he or they intend home again. Item my will and desire is and I order it so that it shall happen that any of my relations should come out of England here that they may have that tract of land & negroes (which I purchased of Ambrose Joshua Smith Gent.) for and towards their maintenance and livelihood. Item I give and bequeath all the rest of my estate in Virginia England or else where let it be of what nature or quantity soever to be equally divided among all my grandchildren hereinafter named, that is to say William Pollard, Benjamin Bibb, Henry Bibb, Robert Fleming Bibb, Charles Bibb, John Bibb, Thomas Bibb, Mary Pollard (who married Thomason), Mary Fleming (who married Pleasant Cock), Martha Pollard (who married Biggars), Elizabeth Fleming (who married Wily), Martha Fleming (who married Gaines), Elizabeth Bibb, Ann Bibb, Christian Bibb to them share and share alike and to their heirs and assigns forever. Item that after the decease of my above said wife the things and every of them lent to her during her natural life as above mentioned the same shall be divided and given amongst my said grandchildren as aforesaid & in like manner as I have mentioned above. Item that if it should not happen that any of my relations come here from England in that case I will and desire and bequeath that the land the negroes allotted for them (if they did come) shall be to and divided amongst my grandchildren in like manner as I have herein before ordered it. Item my will and desire is that none of my grandchildren aforesaid shall receive any of their parts before they shall attain to lawful age and that if any or either of them shall happen to die before they or he or she attain to lawful age or married then & in that case their parts hereby given to them shall be divided amongst the survivors. Item I desire that my estate may be

appraised as soon as conveniently it can after my decease. Item my will and desire is that if Henry Bibb or any other of the legatees shall have a mind to keep my plantation and land which I bought or purchased of John Brown Junr for a halfway house and resting place then he shall pay twenty pounds for the same to go amongst the legatees and so keep it otherwise it must be sold and the money be applied and divided amongst the sd. legatees as aforesaid. Item my will and desire is that my body may be interred on my plantation on ye college land where my first wife and eldest son were buried, in a decent and christian manner by the order of my exrs. herein-named. And lastly I constitute and appoint my said son-in-law Henry Bibb and my two trusty friends Mr. John Carr and Barttelott Anderson executors of this my last will and testament (desiring that they the said John and Barttelot will accept of each of them a gold ring of a guinea price out of my estate for a remembrance of me) hereby revoking and making void and null all former or other will or wills heretofore made or said to be made and confirming this and none other to be my only last will and testament. In testimony whereof I have hereunto set and affixed my hand and seal this thirteenth day of September in the year of our lord Christ one thousand seven hundred and forty two before the sealing of this will I desire that no person may go in mourning for me and the several interline-ings were made before assigned & sealed
Signed Sealed & published in the resence
of

Whereas there is something left out in the aboves will & my desire is that it may be here made part of my will I give and bequeath to my said wife and my said daughter Eleanor Bibb to be divided between them what ready money if any that shall be in the house found at the time of my decease and after my said wife's decease my desire is that my said daughter may have my chaise and two horses and that the said Henry Bibb may have my wearing clothes this I desire maybe notwithstanding anything before in this will mentioned and all the rest to be and stand forever.

Eliza Anderson, W. Ford,
Robert Netherland.

Wm. Fleming.

At a Court held for Hanover County on thursday the 4th day of October 1744 This last will and testament of William Fleming Gent. dec'd being this day exhibited in Court by Barttelot Anderson & Henry Bibb two of the executors therein named and they moving that the same maybe now proved and Harry Gaines & John Wily who married two of the co-heirs to the testator and Mary Cock the widow of Pleasant Cock, dec'd the other co-heiress of the said testator now coming into Court and declaring that they have not any objection to make to the proof aforesaid the said will was thereupon admitted to proof and was accordingly and duly proved by the oath of the said executors and also by the oath of Robert Netherland one of the witnesses thereto and thereupon admitted to record.

Test. Henry Robinson,
C H C

A copy tests

Thos. Pollard, D.C.H.C.