

WILL OF <sup>ARTHUR</sup> ATRHUR SMITH, 1645.

In the name of God, Amen. I, Arthur Smith, of Warris-  
quiake in Virginia, gent, being at this tyme sick and weake in  
body, but in good and perfect mind and memory praised be Al-  
mighty God, doe make and declair this my last will and testa-  
ment in manner and form following, that is to say, first and before  
all earthly things I commend my soul into ye hands of Almighty  
God my maker and to Jesus Christ, his son, my onely Saviour  
and Redeemer hoping and steadfastly beleiving through his  
merits to attain everlasting Salvation, and that I shall be num-  
bred amongst his chosen and elect. As for my body I commit  
it to ye earth from whence it came, to be decently buried in ye  
garden by my late beloved wife at the discretion of my execu-  
tors & overseers hereinafter named. And for my worldly estate  
which it hath pleased God to bestow upon me (my Debts which  
I owe being first paid and funeral expenses discharged) I give  
and bequeath ye same in manner and form following: Imprimis.  
I give and bequeath unto my two sons, Arthur Smith and Rich-  
ard Smith and to their heirs forever, a certain p'cell of land



called by ye name of the freshett, beginning at a dry valley running out of ye White Marsh to thro' ye path as you goe to Joseph Cobbs and so running along ye path to ye outmost bounds of my land next to Joseph Cobbs to be equally divided between my s<sup>d</sup> two sons, share and share alike. And if it shall happen that either of my sons, shall happen to dep't this Life before he shall enjoy his p't and portion of Land before by me bequeathed them then ye surviv<sup>r</sup> shall enjoy all of ye s<sup>d</sup> p'cell of land to him and his heirs for ever. Item. I give and bequeath unto my Godson, Arthur Long and to his heirs for Ever, one hundred acres of land lying at ye Syprus being p't of ye land which I bought there called by ye name of John Ross Nocks to be measured from the outside thereof next unto ye land of mr. Jas. Hawley: also I give unto my s<sup>d</sup> godson a gun and a sow to be delivered to him the next crop after my decease if he shall be then living. I give and bequeath unto my son George Smith and to his heirs for ever all ye residue and remaynder of my acres<sup>d</sup> par'ell of land lying at ye Syprus called by ye name of John Ross Nocks after ye s<sup>d</sup> one hundred Acres of Land before by me bequeathed being first taken out. I give and bequeath unto my daughter Jane Smith and to her heirs for ever, one hundred acres of land to begin at my m'ked trees adjoining upon the land of Christopher Reynolds measuring from ye breadth thereof towards my new dwelling house, the s<sup>d</sup> land in length from ye Creek side not to extend into ye land before by me bequeathed to my two sons Arthur and Richard Smith but ye quantity to be made up in ye breadth. Item. I give and bequeath unto my son Thomas Smith and to his heirs for ever all ye residue and remaynder of my land whatsoever excepting what is already before by me bequeathed which is already taken up by patent, together with all houses, edifices, buildings and boards upon ye same, provided always that ye several stock of cattle there shall hereafter belong to my above named children be mayntained & kept upon all my s<sup>d</sup> land until they shall attain to their several Ages to reserve ye same as is hereinafter expressed without lett, molestation of hinderance of ye s<sup>d</sup> Thomas his heirs and assigns. Also I give and bequeath unto my said son Thomas, my seale ring of gold and two cows and two heifers and a bull and two breeding sows being all m'ked of my sons



m<sup>r</sup>kd, a feather bed with ye furniture belonging to it, a gun, and all my Books, to be delivered unto him immediately after my decease. Item. I give and bequeath unto my God-son Arthur Virgin, the son of Robert Virgin, one yearling heifer to be delivered the next crop after my decease if he shall be then living. The rest and residue of all and singular of my goods, chattels, cattle, plate & estate whatsoever, I give and bequeath the same and every p<sup>r</sup>te thereof to, and amongst my s<sup>d</sup> Children, Thomas Smith, Arthur Smith, Richard Smith, Jane Smith and George Smith to every of them p & p<sup>t</sup> like as they shall severally attain to ye age of one and twenty years except only ye p<sup>t</sup> and portion due and belonging to ye s<sup>d</sup> Jane, my daughter, which my will and mind is shall be paid and delivered unto her so soon as she shall to ye full age of eighteen years or be marryed. And further my will and mind is y<sup>e</sup> if any of my children shall happen to depart this life before they shall attain to their several ages, or afterwards without issue male of their body lawfully begotten that then ye p<sup>r</sup> and portion of land to them or any of them bequeathed as aforesaid shall be, go to, and remain to ye heir male of ye survivor or survivors of them, and every of them. And after my will and mind is y<sup>e</sup> ye several portions of my children especially household stuff and ye like which is not lasting may be alienated and disposed of by my ex<sup>r</sup>ors and overseers hereinafter named for ye good and benefit of my s<sup>d</sup> children, unto every other thing as they shall think fit: as also the bringing up of my s<sup>d</sup> children in the fear of God and to learn to read and write. I refer it to ye discretion and tender care of ye said executors and overseers. And I do hereby make and ordain my s<sup>d</sup> son Thomas Smith Sole ex<sup>r</sup>or of this my last will and testament and my will and minde is that ye benefit of my estate after appraisem<sup>t</sup> made shall be and rendered to ye use of all my s<sup>d</sup> children p<sup>r</sup>t and p<sup>t</sup> like, excepting only the legacies before bequeathed to ye s<sup>d</sup> Thomas my son, and for ye overseers of this my last will and testament I doe hereby nominate and appoint my Lo. friends Peter Hull, Mr. Peter Knight & Mr. George Hardy requesting them to be aiding and assisting unto my s<sup>d</sup> ex<sup>r</sup>or in ye p<sup>r</sup>formance of this my last will and testam<sup>t</sup>, as my trust is in them. And I do hereby give and bequeath unto every one of them twenty shillings apeece to make them Rings in Remembrance of me.



And I do hereby utterly forsake and renounce all form<sup>r</sup> wills by  
me either made or spoken. In witness whereof I have hereunto  
set my hand and seale y<sup>e</sup> first day of October Anno Dom 1645.

ARTHUR SMITH seale.

Sealed, sign'd, Deliver'd in y<sup>e</sup> p<sup>r</sup>sence of us,

Benjamine Burkley,  
James Rorhz,  
Robert West.

February y<sup>e</sup> 9th, 1693.

Received by order of the Isle of Wight Courte as and for di-  
vers reasons lay'd down in y<sup>e</sup> book of orders of this date will  
more fully appear.

HUGH DAVIS, C<sup>l</sup> Cur.