

In the name of God, Amen! I Thomas Walker of King & Queen County do make and publish this my last will and Testament as follows, to wit;

Imprimis- I desire that my Executrix hereafter named shall have such a portion of the family grave yard, or burying ground, where my father's family are buried, as she may think proper, enclosed with an iron railing or paling; and that she shall have suitable headstones put at the graves of my own immediate family, and pay the whole expense out of my Estate -

Item - I give and bequeath to my daughter Eulina and Leonora the bureaus which they have already, and to my daughter Antoinette, one of the other bureaus which I may have at my death. and having already given to my daughter Leonora a bed and furniture, I now give and bequeath to each of my other children a bed and furniture of equal value with that which I have already given to my said daughter Leonora, and which she has in possession.

Item. I give and bequeath to my son Thomas Newton my gold lever watch, and all that appertains to it. And I give and bequeath to my said son the sum of Twenty five hundred Dollars, as an extra legacy for the purpose of educating him -

Item - I give and bequeath to my daughter Antoinette the sum of Twelve Hundred Dollars as an extra legacy

for the purpose of educating her,
 Item. I give and bequeath to my beloved wife Joanna, and her heirs and assigns forever Two hundred and twenty five acres of my land (the land called the Waidland tract to be included in it) to be cut off by a line, to commence on the road near Dr. Henley's Summerhouse and to run straight to some point on the line between my land and the Thornberg tract, so as to cut off the Two hundred and Twenty five acres next to Doctor Henley's land; and I also give and bequeath to her and her heirs and assigns forever, The following slaves to wit; Sam, a mulatto man, and his wife Laura, and her two children Alice and Buck and their future increase. I also lend to my said wife my homestead tract of land called Woodville, (that is the whole of the tract except what will be included in the said two hundred and twenty five acres) and ten acres of my land called Shackelfords, to be cut off next to Edmund J. Watkins (and to include two small ponds which are known upon it) until my son Thomas Newton attains the age of twenty one years; provided she shall so long remain my widow; and when my said son shall attain the age of twenty one years, if my said wife shall then still remain my widow, I devise that then my said Woodville tract shall be divided, and that so much of the land shall be cut off with the buildings, and the value of the said ten acres of Shackelfords added thereto as will be equal in value, including the buildings, to one third part of the value of the Woodville tract, and the said ten acres of Shackelfords. This part to be cut off with the buildings as aforesaid and the said ten acres of Shackelfords I lend to my said wife during her natural life, provided she shall so long continue to be my widow, and I direct that this valuation and division of the lands, shall be made by three disinterested competent Judges of the county, or such matters. I also lend to my said wife during her natural life ten of my other slaves which she may choose for herself, but they must consist of men, women, boys and girls; and I lend her also during her life time my carriage and harness and carriage horses and three other horses, which she may select out of such as I may leave at my death; and I leave her at liberty to use and keep during her life time such, and so many of, my stock

tract, so as to cut off the two hundred and twenty five acres
next to Doctor Henley's land; And I also give and bequeath the same
to her and her heirs and assigns forever, The following slaves
to wit: Sam, a mulatto man, and his wife Lanna, and
her two children Alice and Buck and their future increase:
I also lend to my said wife my homestead tract of land called
Woodville, (that is the whole of the tract except what will be
included in the said two hundred and twenty five acres)
and ten acres of my land called Shackelfords, to be cut off
next to Edmund J. Watkins (and to include two more acres
which are known upon it) until my son Thomas Newton at-
tains the age of twenty one years; provided she shall so long
remain my widow; and when my said son shall attain the
age of twenty one years, if my said wife shall then still re-
main my widow, I devise that then my said Woodville
tract shall be divided, and that so much of the land shall
be cut off with the buildings, and the value of the said
ten acres of Shackelfords added thereto as will be equal
in value, including the buildings, to one third part of the
value of the Woodville tract, and the said ten acres of Shack-
elfords - This part to be cut off with the buildings as afore-
said and the said ten acres of Shackelfords I lend to my said wife
during her natural life, provided she shall so long continue
to be my widow, and I direct that this valuation and
division of the lands, shall be made by three disinterested
competent Judges of the same, or such matters. I also lend
my said wife during her natural life ten of my other slaves
which she may choose for herself, but they must consist of
men, women, boys and girls; and I lend her also during
her life time my carriage and harness and carriage horses
and three other horses, which she may select out of such as
I may leave at my death; And I leave her at liberty to
and keep during her lifetime such, and so many of my stock
of Cattle, Sheep and hogs, household and kitchen furniture,
plantation tools, and utensils of every description, inclu-
ding machines, Carts and other vehicles, as she may desire
but so as not to interfere with any legacies to my children
I lend her also a double gig and harness, or a buggy and
harness, if I should leave such at my death. And I direct
that at the death of my said wife she shall not be ac-

able for any of the punishable estate lent her as aforesaid, which may
have been consumed or destroyed in using it.

Item. I give and devise to my son Thomas Newton my homestead farm
and the appurtenances called Woodville, and the ten acres of Shack-
elford's directed to be cut off from the tract as aforesaid; being
the same lands which I have lent to my son as aforesaid; but
he is not to be entitled to the possession of any part of it until he
attains twenty one years of age, unless my wife should either
die, or marry before that time. If she should either die or marry
before he attains that age, then he is to be immediately en-
titled to the possession of the whole; but if when he attains
the age of twenty one years, my wife shall still continue to
be my widow, then the said land shall be divided as al-
ready directed, so as to give to my said wife one third thereof
in value including the buildings and the ten acres of Shack-
elford's, and my said son shall then be entitled to the possession
of the other two thirds, or the residue of said land. And at
the death of my said wife, or at her marriage if she should
marry after my said son attains twenty one years of age,
then he shall be entitled to the possession of ~~the~~ whole. But
I direct and direct that under all circumstances, my two sin-
gle daughters Evelina and Antoinette shall have the right
and privilege of living in my Mansion house as their
home, and of keeping a servant apiece to wait upon them,
so long as they may remain unmarried, without being con-
siderable with any rent, or other consideration for the use of
such part of the house as they may occupy. And I direct
also that the pictures in my parlour room shall remain
in it and pass with the house, as if they were a part
of the freehold.

Item. I give to each of my three daughters Evelina
Leonora, and Antoinette the sum of Five thousand
dollars which I desire and direct shall be laid out,
and invested by my Executor in the purchase of a
farm with good improvements for each of them.
The farms to be as nearly of the value of five thousand
dollars each, as can conveniently be procured, and prop-
er titles to be obtained for them. If the farms or either
of them should cost less than the five thousand dol-
lars, the residue of the sum of Five thousand dollars

attains twenty one years of age, unless my wife should either
die, or marry before that time. If she should either die or marry
before he attains that age, then he is to be immediately en-
titled to the possession of the whole; but if when he attains
the age of twenty one years, my wife shall still continue to
be my widow, then the said land shall be divided as al-
ready directed, so as to give to my said wife one third thereof
in value including the buildings and the ten acres of shut-
tlesford, and my said son shall then be entitled to the possession
of the other two thirds, or the residue of said land. And at
the death of my said wife, or at her marriage if she should
marry after my said son attains twenty one years of age,
then he shall be entitled to the possession of ~~the~~ the whole. But
I desire and direct that under all circumstances, my two sin-
gle daughters Evelina and Antoinette shall have the right
and privilege of living in my mansion house as their
home, and of keeping a servant apiece to wait upon them,
so long as they may remain unmarried, without being con-
siderable with any rent, or other consideration for the use of
such part of the house as they may occupy. And I direct
also that the pictures in my parlor room shall remain
in it and pass with the house, as if they were a part
of the freehold -

Item, I give to each of my three daughters Evelina
Leonora, and Antoinette the sum of Five Thousand
dollars which I desire and direct shall be laid out,
and invested by my Executor in the purchase of a
farm with good improvements for each of them.
The farms to be as nearly of the value of five thousand
dollars each, as can conveniently be procured, and prop-
er titles to be obtained for them. If the farms or either
of them should cost less than the five thousand dol-
lars, the residue of the sum of Five thousand Dollars
in each case may be invested in the purchase of other
lands adjoining, if it can be conveniently and advanta-
geously done; otherwise such residue may be put at in-
terest for the benefit of my said daughters respectively, until
such additional purchases and investments can be made.
my said daughters in the meantime to have the use of
the interest -

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Item- I devise and direct that my Executrix sell off the residue of my perishable estate except such as I have herein specifically bequeathed, and such as she may desire to keep herself as I have herein given her liberty to do: And I direct that out of the proceeds of sales of the said residue of perishable estate and of such other estate as I shall herein direct to be sold, and out of the money and debts due to me, which I may leave at my death, she receive the said several sums of five thousand dollars ^{for} each of my daughters, and the two legacies of Twenty five hundred dollars and twelve hundred dollars for the education of my son, and my daughter Antoinette, and as to all the residue of the funds to be derived from the said sales of property, and from the money and bonds or debts due to me which I may leave at my death, I devise and direct that my said Executrix shall lend out the same on interest in safe houses and collect the interest accruing thereon as promptly and regularly as she may find convenient, semiannually if she can, and divide such interest equally between herself and my four children, each of them taking one fifth part of such interest so long as my said Executrix may live, and at the death of my said Executrix I devise and direct that the principal of the said residue shall be equally divided among my four children.

Item- I devise and direct that my Executrix shall sell upon the best terms she can obtain my tract of land called Shadelford's except the ten acres to be cut off as apporportioned and my Brimington lot, and my half of the two lots at Nalkinton Mill, one of them the lot on which Thomas Caution formerly lived, and the other the lot on which there is a Tailor's Shop. Also the reversionary interest of James Po: Clayton in the land allotted to Mrs. Elizabeth Buller for her dower in the lands of her former husband Peter Clayton died, and which reversionary interest I purchased from Richard Longest.

Item- I devise and direct that my Slaves except so far as I have otherwise directed in regard to a part of them shall be equally divided among my four children; and among my slaves I mean to include a girl named Betty whom I have hitherto lent to my daughter Leonora, whom I wish to be returned, together with her increased

the said several sums of five thousand dollars, each of my
daughters, and the two legacies of Twenty five hundred dol-
lars and twelve hundred dollars for the education of my
son, and my daughter Antoinette, and as to all the residue
of the funds to be derived from the said sales of property
and from the money and bonds or debts due to me which I
may leave at my death, I devise and direct that my said
Executrix shall lend out the same on interest in safe hands
and collect the interest accruing thereon as promptly and
regularly as she may find convenient, semiannually if
she can, and divide such interest equally between herself
and my four children, each of them taking one fifth part
of such interest so long as my said Executrix may live
and at the death of my said Executrix I devise and di-
rect that the principal of the said residue shall be equally
divided among my four children.

Item- I devise and direct that my Executrix shall sell
upon the best terms she can obtain my tract of land
called Shadelford's except the ten acres to be cut off
as is mentioned and my Brimington lot, and my half of
two lots at Walkerton mill, one of them the lot on which
Thomas Caution formerly lived, and the other the lot on
which there is a Tailor's Shop. Also the reversionary in-
terest of James Ro. Clayton in the land allotted to Mrs.
Elizabeth Butler for her dower in the lands of her former
husband Peter Clayton died, and which reversionary
interest I purchased from Richard Longest

Item- I devise and direct that my Slaves except so far
as I have otherwise directed in regard to a part of them
shall be equally divided among my four children; and
among my slaves I mean to include a girl named Peter
which I have heretofore lent to my daughter Leonora,
whom I wish to be returned, together with her increase
be divided with the rest of my Slaves, and at the death
of my wife I direct that the ten Slaves which I have
lent to her together with their increase, and all the per-
ishable estate which I have herein lent to her, and which
may not be consumed or destroyed in the use of it, shall
be equally divided among my four children.

Item- as to all the Estate of whatever description which

I have herein devised or bequeathed to my daughters: I desire and direct that they shall not be entitled to any more than the use and the interest and profits of the same during their respective lives: and at the death of my said daughters respectively, if they shall leave issue their respective shares and portions of my Estate herein devised to them, shall go and be equally divided among their respective issue, and in the event of several issues being left by one daughter, if one or more of said issues die before marriage and before attaining twenty one years of age, the share or shares of such issue, or issues so dying shall go to the survivor or survivors of such issue in such manner that if there should be but one of such issue left, that issue shall take the whole share or portion of the deceased parent: and if all the issues left by either of my daughters should die under twenty one years of age and before marriage, or in case any of my daughters die without leaving issue, in such case the whole share or portion of such daughter or daughters shall return to my Estate and be divided among my surviving descendants in such manner that each of my own children who may be still living shall take one full share, and the issue of any deceased child or children respectively, shall together take one full share - And in regard to my son Thomas Newton I desire and direct that if he should die under twenty one years of age, and without issue, in such case all the Estate which I have herein devised and bequeathed to him shall go to my surviving children, and the issue of any that may die before him: the surviving children taking full shares each, and the issue of any that may be dead taking together a full share to be divided among them -

Item - I direct that nothing herein shall be considered as at all affecting the first clause of this will wherein I have directed the enclosure of the grave yard &c. Lastly I appoint my beloved wife Joanna Executrix of this my last will and testament, and Guardian of my two younger children Antoinette and Thomas Newton: and having full confidence in her prudence and discretion I desire that no Security may be required of her by the Court either as Executrix or as Guardian -

and daughters, if one or more of said issues die before marriage
and before attaining twenty one years of age, the share or shares
of such issue, or issues so dying shall go to the survivor or survivors
of such issue in such manner that if there should be but
one of such issue left, that issue shall take the whole share
or portion of the dec^d. parent: and if all the issue left by ei-
ther of my daughters should die under twenty one years of
age and before marriage, or in case any of my daughters
die without leaving issue; in such case the whole share or
portion of such daughter or daughters shall return to my
Estate and be divided among my surviving descendants
in such manner that each of my own children who may
be still living shall take one full share, and the issue
of any dec^d. child or children respectively, shall together
take one full share - And in regard to my son Thomas
Newton I desire and direct that if he should die under
twenty one years of age, and without issue, in such
case all the Estate which I have herein devised and be-
queathed to him shall go to my surviving children, and
the issue of any that may die before him: the surviving
children taking full shares each, and the issue of any
that may be dead taking together a full share to be
divided among them -

Item - I direct that nothing herein shall be considered
as at all affecting the first clause of this will wherein
I have directed the enclosure of the grave yard &c.
Lastly I appoint my beloved wife Joanna Executrix
of this my last will and testament, and Guardian of
my two younger children Antoinette and Thomas Newton;
and having full confidence in her prudence and discretion
I desire that no security may be required of her by
the Court either as Executrix, or as Guardian -

In Witness whereof, I have hereunto subscribed my
name, and affixed my seal this 26th day of January
1850

Signed, sealed, published & de-
clared by Thomas Walker as his
last will & testament in pres-
ence of us, and by us sub-
scribed in his presence & by

Thomas Walker Seal

his request. The words "twenty five" on 1st page. "the" and "cut off with" on 2nd page, "to" on 3^d page all intublined before signing-

John Duval
Wm. P. Courtney
James Smith

N.B. After the foregoing will was completed the words "or in case any of my daughters die without leaving issue" were intublined on 6th page, and then the will was acknowledged & republished by Testator and is now again subscribed by us in his presence & at his request

John Duval
Wm. P. Courtney
James Smith

Codicil to the foregoing last will and Testament

I direct that during the remainder of any year in which my death may take place, the arrangements of my family shall continue as I may leave them, and all the family be supported out of the estate "till the end of the year: and then I give and bequeath to my beloved wife out of my Estate one hundred barrels of Corn and twenty five bushels of wheat and two thousands pounds of pork, and as much fodder and provender of every description as she may think necessary for her for the ensuing year: and if my death should occur at a period of the year before the time for sowing wheat, I direct that a crop of wheat be sown on my farm at the expence of my estate for the benefit of my wife & family. I give and bequeath to my son Thomas Newton my Secretary and Book Case. Witness my hand and seal this 26th day of January 1850. I request my two friends Samuel P. Ryland & R. H. Bagby to give their aid advising and directing about the education of my younger children

Witness
John Duval
Wm. P. Courtney
James Smith

Thos. Walker (Seal)

A Codicil to the last will and Testament of Thomas Walker

"or in case any of my daughters die without leaving if no" to m
now interlined on 6th page, and then the will was acknow I de
edged & published by Testator and is now again subscribed tate
by us in his presence & at his request op s
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and
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John Duval
Wm. P. Courtney
James Smith

Codicil to the foregoing last will and Testament

I direct that during the remainder of any year in which my death may take place, the arrangements of my family shall continue as I may leave them, and all the family be supported out of the estate till the end of the year: And then I give and bequeath to my beloved wife out of my Estate one hundred barrels of Corn and twenty five bushels of wheat and two thousands pounds of pork, and as much fodder and provender of every description as she may think necessary for her for the ensuing year: and if my death should occur at a period of the year before the time for sowing wheat, I direct that a crop of wheat be sown on my farm at the expense of my estate for the benefit of my wife. I give and bequeath to my son Thomas Newton my Secretary and Book Case. Witness my hand and seal this 26th day of January 1850. I request my two friends Samuel S. Ryland & R. H. Bagby to give their aid in advising and directing about the education of my younger children

Witness
John Duval
Wm. P. Courtney
James Smith

Thos. Walker (Seal)

Codicil to the last will and Testament of Thomas Walker.

I, Thomas Walker having by my will directed that the funds to be derived from debts due to me, and from the sales of property shall be applied and disposed of in certain ways therein mentioned, but having failed to mention therein the Stocks which belong to me:

and apprehending that possibly there might be doubt whether
stocks and interests to be included and considered as debts due to
me; I do therefore hereby declare it to be my meaning and intention
that all stocks and shares in any public or incorporated Company
which I now own, or may own at the time of my death, and all
dividends due or to become due upon them, are to be considered
as included and to pass and be disposed of in the same way as
I have directed in the body of my will in regard to debts due
to me, and the other funds to be connected with those debts; and
I direct further that if I should be found to own any other es-
tate of any sort or description not embraced within the provisions
of my said will, all such estate shall go in the same way in
every respect as I have provided in regard to the said debts
and other funds. Witness my hand ^{and} seal this 29th day of
January 1850.

The Testator Thomas Walker being very
debile and unable to write his own
name conveniently, his name was
subscribed hereto by Thomas A. Wright
by his direction and in his presence and
then the seal and signature were ac-
knowledged by him & he published
this as a Codicil to, and a part of
his last will and Testament in
presence of us, and we subscribed
our names in his presence and by his
request -

Thomas Walker Test

Arched Brown
J. D. Purpin
J. H. C. Jones

At a Court held for King & Queen County at the Courthouse
thereof, on Monday the 9th day of September 1850

This last will and Testament of Thomas Walker deceased
and the two Codicils thereto annexed were this day offered
for proof by Joanna Walker the Executrix therein named.
And the said will and N.D. annexed and first Codicil
were proved by the oaths of James Smith and William P.
Courtney, two of the subscribing witnesses, and the said
second Codicil was proved by the oaths of ^{Thereto} Arched Brown
and J. H. C. Jones, witnesses thereto.

I have directed in the body of my will in regard to debts due to me, and the other funds to be connected with those debts: and I direct further that if I should be found to own any other estate of any sort or description not embraced within the provisions of my said will, all such estate shall go in the same way in every respect as I have provided in regard to the said debts and other funds. Witness my hand ^{and} seal this 29th day of January 1850.

The Testator Thomas Walker being very infirm and unable to write his own name conveniently, his name was subscribed thereto by Thomas A. Wright to his direction and in his presence and then the seal and signature were acknowledged by him & he published this as a Codicil to, and a part of his last will and Testament in presence of us, and we subscribed our names in his presence and by his request -

Archib Brown
J. D. Purpin
J. H. C. Jones

Thomas Walker Test

At a Court held for King & Queen County at the Courthouse thereop, on Monday the 9th day of September 1850

This last will and Testament of Thomas Walker deceased and the two Codicils thereto annexed were this day offered for proof by Joanna Walker the Executrix therein named. And the said will and N.B. annexed and first Codicil were proved by the oaths of James Smith and William J. Courtney, two of the subscribing witnesses, and the said second Codicil was proved by the oaths of Archib Brown and J. H. C. Jones, witnesses thereto subscribed, and also by the oath of the said Executrix, and is ordered to be recorded -

Teste Robert Pollard Jr. C. C.
a Copy
Teste

Benjn. J. Taylor D.C.
Decem. 20th 1850

In the Clerk's Office King & Queen County Court
February 2^d. 1865

The Record and Original will of Thomas Walker deceased: being lost by the burning of the Clerk's Office of this County by the publick enemy and this copy authenticated Teste Robert Pollard Jr. C. C. A Copy Teste Benjamin J. Taylor D. C. is on the motion of Joanna S. Walker executrix of Thomas Walker deceased ordered to be recorded among

Teste

Robert Pollard Jr. C. C.

Truly Recorded

Teste

Robert Pollard Jr. C. C.

At a Circuit Court held for King & Queen County at the Court house thereof on Tuesday November 26th 1872 -

On the motion of Thomas N. Walker son of Thomas Walker deceased: an authenticated copy of the last will and Testament of Thomas Walker deceased is admitted to record in this Court and Joanna S. Walker Executrix named in said will having departed this life; on the motion of said Thomas N. Walker Administration de bonis non with the will annexed of said Thomas Walker deceased: unadministered by said Joanna S. Walker deceased former Executrix, is granted J. H. C. Jones who thereupon made oath thereto and entered into and acknowledged a bond in the penalty of \$20,000⁰⁰ with Thomas N. Walker and R. H. Sand as his sureties, conditioned according to law, and ordered to be recorded.

Teste

Spottswood Bird D. C.

Truly Recorded

Teste

Ps. T. Taylor Clerk

Know all men by these presents, That we J. H. C. Jones and Thomas N. Walker, and R. H. Sand are held and firmly bound unto the Commonwealth of Virginia in the good and full sum of Twenty Thousand dollars, to which payment well and truly to be made to the said Commonwealth

Teste
Robert Pollard Jr. C. C.
Truly Recorded
Teste
Robert Pollard Jr. C. C.

A Circuit Court held for King & Queen County at the Court house thereof on Tuesday November 26th 1872 -

On the motion of Thomas N. Walker son of Thomas Walker deceased: an authenticated copy of the last will and Testament of Thomas Walker deceased is admitted to record in this Court and Joanna S. Walker Executrix named in said will having departed this life; on the motion of said Thomas N. Walker Administration de bonis non with the will annexed of said Thomas Walker deceased: unadministered by said Joanna S. Walker deceased former Executrix, is granted J. H. C. Jones who thereupon made oath thereto and entered into and acknowledged a bond in the penalty of \$20,000⁰⁰, with Thomas N. Walker and R. H. Land as his sureties, conditioned according to law, and ordered to be recorded.

Teste
Spottswood Bird D. C.
Truly Recorded
Teste
P. T. Taylor Clerk

Know all men by these presents, That we J. H. C. Jones and Thomas N. Walker, and R. H. Land are held and firmly bound unto the Commonwealth of Virginia in the good and full sum of Twenty Thousand dollars, to which said Commonwealth we bind ourselves, our and each of our heirs, Executors and Administrators, jointly and severally, firmly by these presents; and we hereby waive the benefit of our Homestead Exemption as to this obligation. Sealed with our seals and dated this 26th day of November 1872 -

The condition of the above obligation is such that for

whereas the above bound J.H.C. Jones has this day qualified as Administrator de bonis non with the will annexed of Thomas Walker decd:

Now if the above bound J.H.C. Jones shall faithfully discharge the duties of his said Office, according to law, then the above obligation is to be void, otherwise, to remain in full force and virtue

Signed sealed acknowledged and delivered in the presence of

J.H.C. Jones Seal
Thos. N. Walker Seal
L. H. Land Seal

At a Circuit Court, held for King and Queen County at the Court-house thereon the 26th day of November 1872 - This Bond was acknowledged by J.H.C. Jones Thos. N. Walker, and L. H. Land the obligors therein, and ordered to be recorded

Teste
S. F. Taylor Clerk D.C.
Truly Recorded
Teste

S. F. Taylor C. C.

Taxes added to this amount

Appointment or Will of Fanny N. Tod of King & Queen County Virginia

In the name of God Amen! I, Fanny N. Tod do make this appointment or will.

First I give and bequath to my husband Louis P. Tod in trust for the use and benefit of himself and my three youngest children Columbia, Virginia B. and John L. Tod and my grand child Mary G. Tod the farm on which I reside called Sudor Hall to be held and used by him as a subsistence for the family of