

On the return of God amen I, Nathaniel
Smith of Montgomery County and State of Virginia
being aged and infirm of body, but of sound mind,
disposing mind do make and publish this my
instrument as my last Will and Testament. And
my Will and desire that all my just debts be paid
as soon as possible after my death. I give and bequeath
unto my son Philip Smith all that part
of the tract of land whereon I now live which
lies below a line run and marked some years
ago in his presence, and called the division line
which joins the land of Thomas Sperry at the
West end and the land of Jonathan Chrismann
at the South end, to him and his heirs forever.
I give and bequeath unto my son James Smith
the residue of my said tract of land lying above
the line aforesaid to his use and benefit during
his natural life.

Montgomery County Wills 1796-1809

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The one of reward to his use and benefit during
his natural life and to the use and benefit of his
present wife during her natural life should
she survive him and at their death it is to be
equally divided between my two grand sons
William and John children of the said James
and if either of the said William or John should
die before they arrive at lawful age or have lawfully
issue the said James to have and enjoy the whole
thereof. And if they should both die before they
arrive at age or have issue as aforesaid in
that case it is to be equally divided between the
their children of the said James, to them
and their heirs forever. I give and bequeath
unto my grand daughter Jemmy (who lives with
me) one three year old mare a saddle and bridle
three cows and calves all my sheep and household
furniture

equally divided between my two grand sons
to all here and from children of the said James
and if either of the said Nathaniel or John should
die before they arrived at lawful age or have lawfully
issue the survivor is to have and enjoy the whole
thereof and if they should both die before they
arrive at age or have issue as aforesaid in
that case it is to be equally divided between the
their children and their heirs forever. I give and bequeath
unto my grand daughter Jinner (who lives with
me) one shorn year old mare a saddle and bridle
two cows an calves all my sheep and household
furniture of every kind and possession of my house
and plantation for one year after my death
to her and her heirs forever. I give and

begin with my grand son John Smith son of J^r the
Smith received a share to be valued to him when
he arrived at the age of twenty one years and
Twenty pounds to him and his heirs forever I give
and bequeath unto my grand son Stephen Smith two
Winds, two Cows, and all my farming utensils to him
and his heirs forever I give and bequeath unto my
grand son David Smith two Cows to him and
his heirs forever I further my Will that
if any stock remains, after satisfying the foregoing
legacies it is to be put into the possession and
care of my son James for the use and benefit of
his several children. I appoint my son Thomas
Smith and friend David Stephens Executors of this
Will and revoke and make void all former ones
by me made, and declare this to be my last
Will and Testament In Witness whereof I have
hereunto set my hand and seal the 14th day of

Will and Testament. In Witness whereof I have
hereunto set my hand and seal This 16th day of
June in the year of our Lord One thousand eight
hundred and five.

Acknowledged before
Charles Taylor Thos Bowyer
James Wagoner

Matthew Smith
mark

The Montgomery May Court 1809 This last Will
and Testament of Matthew Smith was presented in
Court and proved by the oaths of Charles Taylor and
Thomas Bowyer two of the Witnesses thereto and
Ordered to be Recorded. And at September
Court following on the motion of Thomas Smith
one of the Executors named in the said Will who
made oath and entered in to Bond with security
according to Law Certificate is granted him for
obtaining a Probate thereof in due form.

Test Charles Taylor