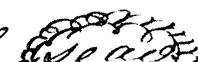


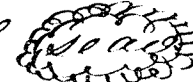
Samuel Babb's
will

Whereas Samuel Babb, of Fauquier County, died on or about the 27th day of September in the year one thousand eight hundred and sixty five, having first made and executed his Last Will and Testament, which was duly proved before Fauquier County Court at November Court 1865, and ordered to be recorded, and was actually recorded, which will was in the following words, to wit:

"I Samuel Babb of the County of Fauquier and State of Virginia do make and ordain this my last will and Testament in the manner and form following to wit:
"I do give and bequeath to my sister Sarah Johnson the sum of Eight hundred dollars. I do give and bequeath to my brother Willis Babb one Bond I hold against him. I do give and bequeath to my nephew James S. Gay the sum of two hundred dollars. I do give and bequeath to my nephew Jeremiah Gay the like sum of Two hundred dollars. I do give and bequeath to my nephew Benjamin R. Johnson, the sum of Five hundred dollars. I do give and bequeath to my nephew Henry C. Babb the sum of one hundred dollars. All the rest and residue of my estate I do give and bequeath to my nephew John M. Gay, whom I do appoint sole Executor of this my last will and Testament revoking all other and former wills by me at any time made. In witness whereof I have hereunto set my hand and seal this the twenty ninth ^{day} of July Eighteen hundred and sixty five.

Samuel Babb 

"of Eight hundred dollars. I do give and bequeath to my brother
"Willis Babb one bond I hold against him. I do give and
"bequeath to my Nephew James D. Gay the sum of two hundred
"dollars. I do give and bequeath to my nephew Jeremiah
"Gay the like sum of Two hundred dollars. I do give and bequeath
"to my nephew Benjamin R. Johnson, the sum of Five hundred
"dollars. I do give and bequeath to my nephew Henry C. Babb
"the sum of one hundred dollars. All the rest and residue of
"my estate I do give and bequeath to my nephew John M. Gay,
"whom I do appoint sole Executor of this my last will and
"Testament making all other and former wills by me at any time
"made. In witness whereof I have hereunto set my hand and
"seal this the twenty ^{day} month of July Eighteen hundred and sixty
"five.

Samuel Babb 

And whereas at the said November Court 1865, the said John
"Mr. Gay duly qualified as such Executor, and executed his
"official Bond with Dixon L. Kitchin, Madison Johnson,
"Alexander M. Ashburn and Samuel Branch as his security,
"in the penalty of Eight thousand dollars; And whereas on the
"7th day of this month (February 1866) the Clerk's office of
"Nauvoo County and the records therein, including said
"original will and the evidence of its proof & of said qualifi-
"cation were destroyed by fire - Now therefore as all the Legacies

named in said will, are of lawful age, and all agree that the said will shall be carried out and executed without resorting to any court for aid, this writing is executed. Now therefore, the undersigned, the aforesaid Legates, do hereby covenant and agree, each with the other, that the said Samuel Babb's will shall be recognized by us as above set forth, and that we will each accept the provision made therein for us, and will execute a full discharge to all other parties, for the same, and that we will & do recognize the said John M. Gay as the Executor of said deceased, with full power to execute said will, and that we will abide by the said will and do all acts necessary to have the same fully executed. Given under hands and seals this 28th: day of February 1866.

John M. Gay	Seal
Sarah ^{her} x Johnson	Seal
Willis ^{mark} Babb	Seal
James J. Gay	Seal
Jeremiah ^{his} x Gay	Seal
B. R. ^{mark} Johnson	Seal

Virginia - Isle of Wight County, to wit:

I, A. H. Ashburn, a Justice of the Peace for said County do certify that John M. Gay, Sarah Johnson, Willis Babb, James J. Gay, Benjamin R. Johnson, Jeremiah Gay, parties to the foregoing writing bearing date the 28th: day of February 1866, have acknowledged the same before me in my said County. Given under

fully executed. Given under ~~hands and seals~~ ~~of~~
February 1866.

John M. Gay	Seal
Sarah ^{his} Johnson	Seal
Willis ^{mark} Babb	Seal
James J. Gay	Seal
Jeremiah ^{his} Gay	Seal
B. R. ^{mark} Johnson	Seal

Virginia - Isle of Wight County, to wit:

I, A. H. Ashburn, a Justice of the Peace for said County do certify that John M. Gay, Sarah Johnson, Willis Babb, James J. Gay, Benjamin R. Johnson, Jeremiah Gay, parties to the foregoing writing bearing date the 28th: day of February 1866, have acknowledged the same before me in my said County. Given under my hand this ninth day of March 1866.

A. H. Ashburn J.P.

In the Clerk's office of Nansemond County Court, the 13th: day of March 1866.

This agreement was received, and with the certificate written thereon admitted to records.

Teste,

Peter B. Prentiss. Clerk

Exam'd

Augustus H. Holland In the presence of G. J. ...