

In the Name of God Amen. The Twenty Ninth Day of June
Anno Domini 1777. I Henry Herbert Sen^r. of the County of Norfolk
being in an imperfect state of Health of Body, but of sound Mind and Memory
(Blessed be God) calling to mind the mortality of my Body, do think it necessary
to make this my Last Will and Testament, & first I give and Recom-
mend my Soul into the Hand and powerful Protection of Almighty God,
My Body I recommend to the Earth to be decently buried, My Worldly
Estate I give and dispose of in the following Manner. In Premises I
give and bequeath unto my loving Wife Elizabeth the use of all my
Lands with the Appurtenances therunto belonging during her Na-
tural Life, except such lands as I may Mention hereafter to be sold,
and a small Room up Stairs in my Dwelling House over the little Room,
the Use of which I give to my Daughter Elizabeth as long as she Remains
Unmarried. But I do not give liberty to my Wife to sell any

Wood or Timber off the Lands, but only to make use of such as may be
Plantation Uses, such as Wood, Railtimber, and Buildings or Repairing
Lands for her own use or convenience. I also give the Use of the following
said Loving Wife during her Natural Life, that is to say Tom Conner, Sharper, Gay
Casser, Sam, & November, Davy, Jack, Solomon, Joe, and Venus, But I do give and be-
queath unto my said Loving Wife and to her own disposal forever my Slaves call-
ed Old Harmah, and Alice with all their future Increase, I give the Two
Slaves ~~Old Harmah and Alice~~ and their future Increase unto my said
Loving Wife and her Heirs for ever. I also give unto my Loving Wife all my silver
Plate, and all the Hard ready Money that I have now in the House by me, a-
mounting to about Forty Pounds, I give the said Plate and Money to her
and her Heirs forever. Next the Lands and Slaves which I have given
my Wife, the use of during her Life, I shall in different parts of my Will
give amongst my loving Children, but it is not to be understood in any
Sentence of my Will, that they are to pass or go into their Possession or Use, Un-
till my Wife's decease; unless she herself thinks proper to give them the Paper
wherein and when she so desires in her life time. Next, I give and bequeath unto my

till my Wife decease; unless she herself thinks proper to give them the Paper
and a ~~copy~~ ^{copy} in her life time. Now, I give and bequeath unto my
son Caleb, my lands and Plantations whereon I now live with the Appurte-
nances, containing by estimation One Hundred and Twenty five Acres, and
lying on the North or Northeast side of the Road that leads from Ferry
Point to the Great Bridge, and on the East or Southeast of Potters Cove, I give
the same to him and his Heirs for ever... I also give unto my said son Caleb
during his Natural Life, my Land on Powder Point, bounded as follows the
beginning at the River at the middle of Powder Point Creek, and
running up the middle of the said Creek and so on the same Course up
to the Ferry Point Road, and then along the said Road to Powder Point
Road, then down the Powder Point Road to the River, I give the same with
the Appurtenances to him during his Natural Life, and at his Death I
give the same to his Son James and his Heirs for ever. And my Will is that in
liquidation of the Land and Houses at Powder Point given to my son Caleb
he shall pay the sum of Fifty pounds Current Money to be equally divided an-
monge my other Children that are now living, to each one of them, I

13
unto my said Son called the following Slaves, that is to say, Tom Con-
stant, and Wench Venus, and Gent Rose with their future Increase, I give
the same to him and his Heirs forever. I also I give and bequeath
unto my son Jonas, One lot of Land at Ferry Point, Lot Number
Two, also my Negro Slave called Sharper, and one Feather Bed
and Furniture, I give the same to him and his Heirs forever. I also
I give to my said son Jonas all the Debtance and Debts that may appear
to be due from him to me. I also I give and bequeath unto my son
James the Middle Division or part of my Land that lies to the South or
Southeastward of Ferry Point Road, called Poplar Neck, and Bounded as
follows, Beginning at a large Saplin Pine near the Head of a Cove to the
Northeastward of Steep point, and Running thence North twenty eight
Degrees East to Ferry Point Road, thence up the Road to the South east-
ward to Mr Sparrows path, thence South fifty three Degrees West,
to a Marked Myrtle to the East or Northeastward of Steep Point,
near the Head of a Cove, and from the said Myrtle and Saplin
Pine near the Heads of the Different coves, the Bounds at times

near the Head of a Cove, and from the said Myrtle and Saplin
Pine near the Heads of the ~~Deer~~ ~~Conover~~ ~~Loes~~, the Bounds or Lines
run down the Middle of the said Coves and creeks to the main River,
or Southern Branch, I give the same to him and his Heirs forever, I
Also give my said son James, One Negro called November, One Feather
Bed and Furniture, Six Mahogany Chairs with Hair Bottoms, One
Mahogany Arm'd Chair, and all the Scantling I saved to build him
a House I give the same to him and his Heirs forever. Item I give
+ and bequeath unto my son Argel Two Lots of Land at Ferry Point that
is to say Lots Number one and Number three, I give the same to him and
his Heirs forever. I also give unto my said Son Argel my Land and
Plantation up the Southern Branch called Bassets, I also give him
my negro slaves called Caesar and Tom and one Feather Bed and
Furniture, I give to him and his Heirs forever. Item I give and
bequeath unto my Son Henry, the Ferry Point Devotion, part of
my land that lies to the Southwestward of Ferry Point Road, bounded
by the Southern Branch, or River and the ~~old~~ ~~Point~~

brook, and Ferry Point Road, and my son James part, of
of the said Land, I give the same to him and his Heirs for ever,
give to my ^{son} Henry the following Slaves, that is to say Dagg, her
and her future Increase, and Old Sarah, also one Feather Bed and
Furniture, I give the same to him and his Heirs for ever. Item
I give and bequeath the unto my son Jonathan all my Land called Slays
Point ~~beginning~~ ^{beginning} at William Herberts Garden, and running
thence up the Northeast side of Liberty Street, or the Road, to a Gum
Slump near the Head of Potters ~~lane~~, thence down the middle of
the said Cove to the River or Eastern Branch, and then down along
the River to William Herberts Land again, and so Bounded by Wil-
liam Herberts Land to the Beginning, I give the whole of the Land
as above Bounded unto my said son Jonathan and his Heirs for
ever. ~~Also I give unto my said son Jonathan~~ I also give unto my
said son Jonathan that part or Division of my Land that lies to
the South westward of Ferry Point Road, that is between the Land
that was Peter H. Harbors, and my son James's part or Division
of the said Land. I give the same to him and his Heirs for ever.

the said westward of Ferry Point Road, that is between the Land
that was Peter H. Arrow's, and my Son James's part or divisions
of the said Land. I give the same to him and his Heirs forever.
I also give him the following Slaves, to wit, Sam, Boy call'd Dick,
and Solomon; also one Feather Bed and Furniture, I give the
same to him and His Heirs for ever. I give and bequeath unto my
Daughter Lydia Nicholson One Lot of Land at Ferry Point, Lot
Number Five, and do desire that she may have the same at her
own Particular disposal; I give the same to her and Her Heirs for
ever. I also give my said Daughter Lydia, One Negro Girl call'd
Penelope with all her future Increase, I give the same to her and
her Heirs forever. I give and bequeath unto my Daughter Abigail
One Lot of Land at Ferry Point, Lot Number Seven, I give the same to her and
her Heirs forever. I also give her my young Negro Wench call'd Veller,
and her future Increase, and one Negro Boy call'd Anthony. Also One
Hundred pounds Cash to be paid to her out of my Estate by my Execu-
tors on the day of her Marriage, or when she comes to the Age of

one Feather Bed and Furniture, I give the same to her and her Heirs
 forever, *Item*; Whereas my son Christopher dec^d did in his Will
 devise Two Negroes, to wit Jack and Joe to his two Sisters Lydia, and
 Abigail, that is to say Jack to my Daughter Lydia and her Heirs for
 ever, and Joe to my Daughter Abigail and her Heirs forever; I say
 I do hereby confirm the Above Devise, and do give the said two Negroes
 Jack and Joe, unto my said ~~two~~ ^{Daughters} Lydia, ~~Abigail~~, and
 Abigail, in the Manner Above Mentioned, to them and their Heirs
 forever, *Item* I desire that all that Piece of Land that lies be-
 fore William Herberts House down by the River, and as far as
 to Liberty Street may be sold, also that all the Lots at Ferry Point
 that are not already given away may be sold; also all the Land
 at Ferry or Powder Point, that is not already ^{not laid off or} given away, may
 be ~~sold~~ laid off into Lots, and sold, and all the Money arising
 from the Sale of the above Lands and Lots I give to be equally di-
 vided amongst my Children that are now living, to each an
 Equal Part, *Item* I leave all my Black Smiths Tools and

vided amongst my Children that are now living, to each an
Equal Part, Item I leave all my Black Smiths Tools and
Utensils for the use of all my Children in Common, but desire
they may not be removed out of the Shipyard, but kept at the
Plantation where I now live. Item I give unto my loving wife
the Use of all my Household and Kitchen Furniture (that is not already
mentioned, and given away) I say I give my said loving Wife the
Also give unto my said loving wife the Use of all my Stock of all kinds during her Natural Life
Use thereof during her Natural Life. Item I desire that all my just
Debts may be paid, and that all the remainder of my ready Money
except the Hard Money ^{which I} have given to my loving Wife may be ^{rather}
Equally divided amongst my Children that are now living, to each an Equal Share
Part. Item I desire that all my outstanding debts that are due to me by Bonds
Book Debts, or any other way, may be collected as soon as possible, and the Money
and this Money Equally divided amongst my Children that are now living
to each an equal Share. Item I desire that all the Estate that is given to my
Wife for life (except the Slaves) may at her Death be sold, and this Money

arising from such Sale to be equally Divided among ~~my~~ Children
be there living, to each and Equal Part; but desire that if any of my
should depart this life before that time and leave a Child or Children,
the part of the said Money that should have been the Parents shall descend
and go to his or her Child or Children. Now I give my Gold Sleeve buttons
to my son Jonathan. Lastly I do Constitute and appoint my loving son
Elias Herbert, James Herbert, and if the Law will so permit, my loving
son Jonathan Herbert, to be my Executors of this ^{my} last Will and Testament,
and I do utterly revoke and disanul all and every other former Will or Wills
by me in any ways made, Willed, or bequeathed. And do Ratify allow and
confirm this on both sides of these two papers that are joined together, as
far as my Signing and Sealing and no other, to be my last Will and
Testament. In Witness whereof I have hereunto set my Hand and
affixed my Seal, this Day and Year first before or Above Written
Signed Sealed and declared by the
said Henry Herbert to be his last
Will and Testament in the Presence
Henry Herbert & Seal

Signed, Sealed and declared by the
Said Henry Herbert to be his last

Henry Herbert & Seal

Will and Testament in the Presence

of N^o 3. The Word (last) on the other side and
the Black Lissure (asure) at the Beginning
of the first Line on the lower piece of Paper
were Interlined and done before Signing; also
the assure on the other side where the Words
(The Be) are inserted, were also done before Sign-
ing

Matthias Christman

Thomas Williamson

Edm: Almond

Lastly & finally my will and Desire is that this Wri-
ting in favour of my Daughter Lydia Nicholson be
considered as a part of my last Will and Testament.

I now Give to my Beloved Daughter Lydia Nicholson and Negro man named George
to her and her Heirs forever my desire is that what I have here directed to be done
by my Executors may be performed and done according by the Survivors or Sur-
vivors of them. In Witness I have hereunto Set my hand & Affixed my Seal
this tenth day of October, One thousand seven Hundred and seventy eight

Signed, Sealed & Acknowledged
in presence of

Henry Herbert & Seal

24/11

and was for Norfolk County the 19th day of November 1778

The last will and testament of Henry Threlkeld was proved by the oaths of
Mathias Christian & Edmund Allman two of the subscribing witnesses
(and ordered to be recorded)

Teste

Mathias Christian

~~The foregoing Certificate was written by the Clerk in Office at the time~~
The will was admitted to probate and is copied from the original of the Court.

Wm. Threlkeld

In the Name of God. I, Mrs. John Port-

-lock of the parish of St. Andrew in the County of Norfolk being in a low state of Health

but of sound mind and memory do make and constitute this my last will and

Testament as followeth. First I recommend my soul into the hands of Almighty God who

gave and my body to the Earth to be decently buried at the discretion of my Executors here

24/11/78
E. Threlkeld
Clerk