

In the Name of God. Amen. Joshua Nicholson of the County of Norfolk, being Sick & weak in Body, but of sound Mind and Memory, do make this my last Will and Testament in manner and form following, that is to say.

First: I give and bequeath to my loving son James Nicholson my House I now live in, and all my Land lying on the South side of the Creek and Branch (which Runs to the Main Road between my old House and dwelling House) and also all my Land lying over the said Road on the South East side thereof adjoining to The labatts and Godfrey's Lands to him my said son James and his Heirs for ever. Only reserving the Use of the new Addition to my House; and half my out Houses on the said Land, with Ground sufficient to Tend Fifteen thousand Corn Hills adjoining to the Road and the Parish Line, (one half on each side of the Main Road leading to Town;) which I give the use of to my loving Wife during her Natural Life.

Item. I give and bequeath to my said son James the following Slaves, to wit, Jack, Jonas, Stanger, Pegg and Grace; One Feather Bed and

which runs to the Main Road between my old House
and dwelling House) and also all my Land lying over the said Road
on the South East side thereof adjoining to The Labells and Godfrey's
Lands to him my said Son James and his Heirs for ever. Only
reserving the Use of the new Addition to my House; and half my out-
House on the said Land, with Ground sufficient to Tend Fifteen
thousand Corn Hills adjoining to the Road and the Parish line,
(one half on each side of the Main Road leading to Town;) which I
give the Use of to my loving Wife during her Natural Life.

Item. I Give and bequeath to my said Son James the following Slaves,
to wit, Jack, Jonas, Stanger, Pegg and Grace; One Feather Bed and
Furniture, One Gun, one small Sword, one Mare and Foal, one Yoke
of young Oxen; all the Furniture which usually stands in my Hall
except what usually stands in the Beaupelle; Twelve Head of
Sheep; and one hundred Pounds in Cash to him & his Heirs.

Item. I Give and Bequeath to my loving Son William Nicholson My old
House, and all that part of my Land which lieth on the Westward
side

of the Main Road, and on the North side of the Green and Branch
aforesaid to him my said Son William and his Heirs for ever. And the
following Slaves, to wit. Harry, David, Venus and Nan; And also A
Tract or parcel of Land lying up the Western Branch joining to Hollenwells
Land which formerly belonged to Simpson of Liverpool, to him my
said Son William and his Heirs for ever. And also I give to my said
Son William and his Heirs, one Feather Bed, Bedstead and Furniture,
one Gun, one Silver Watch, one young black Horse, one Bay Horse called
little Joey, and two hundred Pounds in Cash. —

And if my said Son William shall die before he Attains to lawful
Age, and without Issue, then the Lands devised to him to descend to
his Brother James and Heirs; and the Rest of the Estate devised to him
I give to be equally divided between my three Children James, Joshua
and Ann and their Heirs. —

And I do declare that my Will and Meaning is that, that part of
the Land which I hold in Right of my Marriage with my former
Wife, and which after my Death will descend to my Son James as her
Heir at Law, to him I give, and I do declare that I do intend to give

119e, and when after my Death with descends to my said James
Heir at Law, is to be included in the Lands before devised to my said
Son James: And do desire that he and his Heirs may agree thereto; But
if he or they shall refuse, so to do, in that case I give him no more of
the said Tract of Land on which I now live, than what I hold in Right
of my Marriage with my said Wife; And the Residue of the said Tract
of Land I give to my said Son William and his Heirs.

Item. I give and bequeath to my loving Son Joshua Nicholson my House and
Land in Norfolk Borough which I bought of Samuel Barlee, and my
Plantation on little Creek in Princeps Ann County which I bought of
Richard Frazier; and also the following Slaves, to wit, Bob, Thomas Betty
and Bridget, to him my said Son Joshua and his Heirs for ever.

And I also give to my said Son Joshua, One Bed, one Bedstead & Furniture
and Two hundred pounds in Cash to him and his Heirs. And if my said
Son Joshua shall die before he Attains to Lawfull Age, and without Issue
then I give the Land, devised to him, to my two Son James & William
equally divided between them and to their Heirs for ever: and the other
Estate devised to him to be equally divided between our three Children

the said Tract of Land on which I now live, than what I hold in Right of my Marriage with my said Wife; And the Residue of the said Tract of Land I give to my said Son William and his Heirs.

Item. I give and bequeath to my loving Son Joshua Nicholson my House and Land in Norfolk Borough which I bought of Samuel Barte, and my Plantation on little Creek in Princeps Ann County which I bought of Richard Frazier, and also the following Slaves, to wit, Bob, Thomas Betty and Bridget, to him my said Son Joshua and his Heirs for ever.

And I also give to my said Son Joshua, One Bed, one Bedstead & Furniture and Two hundred pounds in Cash to him and his Heirs. And if my said Son Joshua shall die before he Attains to Lawfull Age, and without Issue then I give the Land devised to him, to my two Son James & William equally divided between them and to their Heirs for ever: and the other Estate devised to him to be equally divided between my three Children James William and Ann and their Heirs.

Item. I give and Bequeath to my loving Daughter Ann Nicholson the following Slaves, to wit, Toby, Africa, Hannah, Agg and Pollidore, One Bed

Bedstead, Furniture and Suit of Curtains as it stands in my house
and three hundred pounds in cash to her and her Heirs. And if my
Daughter Ann shall die before she attains to Sanfull Age and before Mar-
riage then I give all the Estate Devised to her to be equally divided between
my three Children James William and Joshua and their Heirs. —

Item. I give and bequeath to my loving Wife Patience Nicholson all the Right
I have to the Slaves and their Increase which were devised to her by
her former Husband Will. —

I also give to my said Wife Patience during her Natural Life the
Use of my Slaves, Robin, Peter and Sarah, and after her Decease I
give the said Slaves to my Son Joshua and his Heirs. I also give to my
said Wife Patience the Use of my Slave Taffy during her Natural Life
and after her Decease I give the said Slave to my Son William and his Heirs.

I also give to my said Wife during her Natural Life the Use of the follow-
ing Personal Estate, to wit, One Bed, one Bedstead and Curtains, and
Furniture as it stands below Stairs, one Sorrell Horse, one Black Horse
called Great Jockey, one Riding Chair and Harness, one Yoke of Oxen
4 1/2 and Kitchen Furniture, not

and all the remainder of my Household and Kitchen Furniture not before given; thirteen Head of Sheep, all my Stock of Hogs, and half the remaining part of my Cattle not before disposed of. And after my Wife's Decease I desire the said Personal Estate may be equally divided amongst all my Children.

I also give to my said Wife One Hundred Pounds in Cash. And do declare that the Legacies hereby given her are in lieu of her Dower.

Item. I give to my Son William Nicholson the other half of my Stock of Cattle not before disposed of.

Item. I give to my Wife and all my Children, all my Corn and Pease to be used in common amongst them all.

Item. I give to my Wife during her Natural Life the Priviledge of tending Ground sufficient for Fifteen ~~four~~ ^{five} Thousand Corn hills on the Part of the Plantation whereon I now live before devised to my Son William which joineth to the Main Road one half of which Land is to be Cleared Ground and the other half Woodland, which she is to have Liberty to clear and tend if she thinks proper. I also give

my Wifes Disease & above me said personal estate may be equally divided amongst all my Children.

I also give to my said Wife One Hundred Pounds in Cash. And do declare that the Legacies hereby given her are in lieu of her Dower.

Item. I give to my Son William Nicholson the other half of my Stock of Cattle not before disposed of.

Item. I give to my Wife and all my Children, all my Corn and Pease to be used in common amongst them all.

Item. I give to my Wife during her Natural Life the Priviledge of tending Ground sufficient for Fifteen ~~four~~ ~~Thousand~~ Thousand Corn hills on the part of the Plantation whereon I now live before devised to my Son William which joineth to the Main Road one half of which Land is to be cleared Ground and the other half Woodland, which she is to have Liberty to clear and tend if she thinks proper. I also give her Liberty and Priviledges of cutting Firewood and Timber for Plantation use off of the Plantation whereon I now live one half of which as near as can be judged she is to cut off my Son James's Part.

and the other half off of my Son William's part, and desire she may
put Use off of the Woodland devised except wh^y and my said Sons can
otherwise agree.

And my Will and desire is that if my Wife and my Son James should
not agree, and she should choose rather to live on my Son Joshua's land
in Norfolk Borough, in that case I give her the Liberty and Priviledge
of living on my Land in Town purchased of Barter, as aforesaid, which
I give to her during her Natural Life, and after her Decease to my Son
Joshua as aforesaid. And in that case she is not hold or be possessed of
any part of my Dwelling Plantation or its Appurtenances but she is
to have Liberty to Cut Fire Wood for her Family's Use off of my Son
William's part, & my Son James is to pay to my Son Joshua fifty Shillings
Annually as a Rent issuing out of the Land I have devised to him,
during my Wife's Life, to make my Son Joshua a Compensation for his
being deprived of the Possession of his Land during my Wife's life.

And all the Rest and Residue of my Personal Estate after my just
Debts and Funeral Expences are paid, I give to be equally divided amongst

Debts and Funeral Expences are paid, I give to be equally divided amongst my Wife and all my Children.

And Lastly I do hereby revoke all former Wills by me heretofore made. And do appoint my loving Son James Nicholson, and my loving Brother William Nicholson and my Friends Mathew Godfrey and Daniel Hutchings Executors of this my last Will and Testament.

In Witness whereof I have hereto set my Hand and affixed my Seal this fourth Day of December in the year of our Lord One thousand Seven hundred and Sixty seven.

Signed, sealed & published by
tho: Joshua Nicholson as his
last Will and Testament in
presence of us

Joshua Nicholson and Seal

Norfolk County

At a Court held the 21st Day of January 1768.

John Wells
Willis Wilson
Eldred Fisher
Jn^o Williamson

The Last Will and Testament of Joshua Nicholson deceased was this day proved by the Oath of John Wells, Eldred Fisher and John Williamson and Ordered to be Recorded; James Nicholson, William Nicholson, Mathew Godfrey and

loving Brother William Nicholson and my friends Mathew Godfrey
and Daniel Hutchings Executors of this my last Will and Testament.
In Witness whereof I have hereto set my Hand and affixed my
Seal this fourth Day of December in the year of our Lord One thousand
seven hundred and sixty seven.

Signed, sealed & published by
Wm^s. Joshua Nicholson as his
last Will and Testament in
presence of us.

Joshua Nicholson and Seal

Norfolk County

At a Court held the 21st Day of January 1768.

John Wills
Willis Wilson
Eldred Fisher
Jn^s. Williamson

The last Will and Testament of Joshua Nicholson deceased
was this day proved by the Oath of John Wills, Eldred Fisher
and John Williamson and Ordered to be Recorded; James
Nicholson, William Nicholson, Mathew Godfrey and
Daniel Hutchings Executors therein named having taken
the Oath and given Bond and Security according to Law.
Certificate for obtaining a Probate is granted them on the
said Will.

Given?

Test

Sam^l B. Smith