

I, John Smith of the Borough of Norfolk in the County
of Norfolk Merchant, being in the State of Health of Body, but of
weak mind and memory, do make this my last Will and Testament in
witness following. That in the year of the first year, recommending myself to
Almighty God who gave it, and my body to be buried at the discretion of my
Executors hereafter named, and that my funeral expenses and just debts may
with all convenient speed be paid, after my Decease. My Will and Desire
That what Goods, I shall have in my House by my last purchase the kind of my
Decease may be sold by public sale or retail, at the discretion of my Execu-
tors, at the lowest advance, Thine my Will and Desire is, That all the Lands
Notes of hand and Book Debts, payable to me, my Heirs, Executors, or be
all received by my Executors, and be paid by them in discharge of my Debts
and of other debts first paying thereunto, by of God given my House, Bonds, Bills, Notes
of hand and Book Debts in paying my Debts, Thine my Will and Desire is
That what shall remain of my House, or Parcel of Land unsold at my De-
cease, lying within the manor, and near the Borough of Norfolk con-
taining at least by a survey & Plan of the same, fifty Acres be sold
off into Lots or half Acres, & be sold at the discretion of my Executors, as or
for the Discharge of my Debts, and of what shall be
found insufficient to pay my Debts, Thine my Will and De-
sire is, That my two Tenements in the land I bought of Thomas Scott and
Martha his Wife, wherein Richard Taylor and Nathaniel Tifftman dwell
in the said Tenements, according to the dividing line of Garden, & also be-
tween the said Tenements by my Executors hereafter named, and whatever
shall remain of my Goods, Bonds, Bills, Notes of hand & Book Debts,
& the aforementioned fifty Acres of Land, and the mentioned two Tenement
with the said Richard Taylor paying my Debts, I give and bequeath the same to be
equally divided between my Son John Smith, and my Daughter
Sarah Smith, to them and their Heirs, I give and bequeath to my
said son John Smith, my House, & the Thimble, then a son-
ing, on the said land I bought of Thomas Scott and Martha his Wife,
I give & bequeath unto my said son John, all my Land, house and
all the other things, and my two windmills, with all other buildings thereon
and all utensils to carry on the Baker's business, To him and his Heirs
lawfully begotten of his Body for ever, and for want of such Heirs of
his Body, I give and bequeath the same to be divided equally with

now following. That I do say in the first place, recommending my self to
Mighty God who gave it me, my body to be ruled at the discretion of my
Executors hereafter named, and that my funeral expenses and just debts may
with all convenient speed be paid by my Executors. My Will and Desire
That what Goods, I shall have in my store by merchandise, or otherwise, my
Executors may be sold by whole sale or retail, at the discretion of my Execu-
tors, at the lowest advance, Then my Will and Desire, That all Bonds, Bills
Notes of hand and Book Debts, payable to me, my Heirs, Executors, or be-
lieved by my Executors, and be paid by them in discharge of my Debts
and I desire my Executors to pay them my be. of Garden in my store, Bonds, Bills, Notes
of hand and Book Debts in paying my Debts, Then my Will and Desire is
That what shall remain after that or parcel of land unsold at my De-
cease, lying within the parish of St. Andrew near the Borough of Norfolk con-
taining at first by survey & Plan of the same, fifty three Acres be sold
off into lots or half Acres, & be sold at the discretion of my Executors, as or
farther towards payment of my Debts, and of what shall be
for - mentioned. Is not sufficient to pay my Debts, Then my Will and De-
sire is That my two Tenements in the land, I bought of Thomas Scott and
Martha his Wife, wherein Richard Taylor and Nathaniel Tyson dwell
now be sold separately according to the dividing line of Garden, & be -
tween the said Tenements by my Executors hereafter named, and whatever
shall remain more of my Goods, Bonds, Bills, Notes of hand & Book Debts
& then aforesaid, fifty three Acres of land, and but mentioned two Tenement
near Kates, may my Debts, I give and bequeath the same to be
equally divided between my Son John Smith, and my Son's Daughter
Sarah Smith, to them and their Heirs, I give and bequeath to my
said Son John Smith, my Horse, stables and the Thoroughbred, there adjoin-
ing, on the said land, I bought of Thomas Scott and Martha his Wife,
I give & bequeath unto my said Son John, all my Land, houses and
cud the said stables, and my two Windmills, with all other Rarities, houses
and appurtenances to carry on the Baker's business, Tavern, and his Heirs
lawfully begotten of his Body for ever, and for want of such Heirs of
his Body, I give and bequeath the said land, my two Windmills, with all

other Buildings, thereon to my Daughter Anne Smith, to have and her
Heirs lawfully begotten of her Body, for ever, and for want of such issue
her Body. I give and bequeath the said Land, my two Windmills, with all the
Buildings thereon, to my Son-in-law, Alexander Smith, now in Virginia, to have
his Heirs lawfully begotten of his Body, for ever, & for want of such issue
of his Body. I give and bequeath the said Land, my two Windmills, with
all the other Buildings thereon, To the Vestry of this Parish, to them & their
successors for ever, that is to say, in Trust, solely for the use of the same
in the thorough of Norfolk, and James Creek, Parish, as it is to be
divided in a separate Parish.

I gave and bequeath unto my son John Smith my Negro
 York Carolina, I call, ^{and} my Negro Thomas Sarah. I wish this
 day and year to him and his heirs. I bequeath also him my three
 family pieces, the Pictures of his Grandfather and my two living sons.

Now I give & bequeath unto my said Daughter Sarah with my Negroes
 Pat. & her son Stephen, & Negro Boy James. Of the of Phillis, her son and
 her Hurs. I likewise give her my family Negroes, ^{including} ~~including~~ and John
 Teas Cannister.

I have given and bequeath unto my friend Thomas Edgely a certain sum of current money for his services & for the maintenance of my wife & her family a year if he shall be living with me at the time of my decease as I have no acct. against her.

Here I give and begueth with my whole heart, my time, my strength
week in the Southern Branch to him and his heirs. I am, Sir, your

Item I give and bequeath unto my said Son. John. unto my said Son
for. Leah all my Plate. & Household furniture. and whatever else I have
not mention'd or bequeath'd of my Estate, my Will and Desire is. That it shall
at my Decease. be either sold. or equally divided between them as they shall
agree between themselves. to them and their Heirs and assigns.

I do Nominate & appoint my Dear Son John Smith & my loving
 friend Joseph Hutchings to be Executors of this my last Will & Testament.
 In Witness whereof I have to this Will contained in two sides of one sheet of
 paper, and all of my own writing set my hand & Seal this fourth day
 of October, one thousand seven hundred and thirty seven.

Joseph Smith