

1839.

James Miller

500

Virginia to wit

At a Circuit Superior Court of Law & Chancery continued for
the County of Pittsylvania the 21st day of May 1840. This copy of the
last will & Testament of Joseph Hay dec^d upon the certificate endorsed
was ordered to be recorded, and the executor and Executor in said
will named not appearing to qualify it is ordered that the estate
of the said Testator in this state be committed to Joseph Adams Sher-
iff of this County to be administered with this the said will annexed
I do.

W. H. Funnell CLK

I Samuel H. Henry of the County of Pittsylvania and State of Virginia
being of sound mind but weak of body and knowing the uncertainty
of human life and the certainty of death do make this my last will
in manner and form as follows to wit

Article 1st It is my wish and desire that after my death all my just debts

shall be paid.

Art. 3 After paying all my just debts I give all the balance or remainder of my property both real and personal to my brother John S. Henry.

Lastly I appoint to this my last will my brother John S. Henry
In Testimony whereof I do hereby set my hand and seal

this 22^d day of February 1840

Samuel H. Henry

In the presence of

J. R. Snick

William A. Snick

Aboliguit Superior Court of Law and Chancery continued and held for the County of Pittsylvania the 21st day of May 1840. A writing bearing date the 22nd day of February 1840 purporting to be the last will & Testament of Samuel H. Henry dec^d was presented in Court by John S. Henry in order to be proved, whereupon came James H. Henry by his counsel and opposed the same, and on motion of the said defendant it was ordered that this cause be continued to the next term.

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And at another day to wit, at a Circuit Superior Court of
Law & Chancery continued and held for said County the 21st day of
October in the year aforesaid, For reasons appearing to the Court it
was ordered that this cause be continued at the cost of the defendants

And at another day to wit, at a Circuit Superior Court of Law
& Chancery continued this for said County the 21st day of May 1841
This day came the parties by their attorneys and the evidence being
partly heard the cause was continued till the morrow.

And at another day to wit, at the same Court continued this for
said County the 22nd day of the month and year last aforesaid, This
day again came the parties by their attorneys and the evidence be-
ing fully heard, It was ordered that the writing bearing date
the 22nd day of February 1840 & purporting to be the last
will and Testament of the said Samuel H. Henry dec^d be re-
cognized and received as the last will and Testament of the
said decedent; and that the costs both of Plaintiff and Defendant
be paid out of the assets of the Testator's estate

And at another day to wit, at the same Court cont^d this
for said County the 27th day of the month and year last aforesaid

James exhibited in court and on the motion of John S. Henry who
 made oath according to law and with W. J. Hamer & to wit struck
 his securities into bond in the penalty of eight thousand dollars
 Conditioned as the law requires certificate was granted him for obtaining
 further said securities due forms.

Wm H. Jundall co

Inventory & appraisement of the estate of James
 Ferrill Decr November the 12th 1835.

3 Milling stones 4/6 ^d	2 Iron waxes 3/6 ^d	12 3/4
2 Axes 3/6 ^d	1 Iron saw & drawing knives & saw	2 50
1 Cradle makers bench & tools		00 25
1 Lot of old Iron 8/0 ^d	100 lbs gums 1/5 ^d	01 75
1 Box of summation cones 2/4 ^d	1 yoke & cradle 3/4 ^d	
1 Set of plow gear 3/4 ^d	1 Dutch flint & stone	
1 Cotton wheel and gear		