

40 In the Name of God amen, I John Smith Sen:
of the County of Princeps Anne and Colony of Virgi-
nia being of Sound Sense and Memory Do
Ordain this to be my last Will and Testament my
Soul I commend to Almighty God who gave
it me not doubting of a joyful Resurrection
through the merit of Christ my blessed Redeemer
and my Holy Father and God of all followers
I Give and Bequeath to my four Sons hereafter
named, James, John, Andrew & Nehemiah
One Hundred Acres of Land to be Equally divided
between my four Sons. I Give and Bequeath to
my Son James Twenty Five Acres of Land to him
and his Heirs for ever. I Give and Bequeath to my
Son John Twenty Five Acres of Land to
him and his Heirs for ever. I Give and Bequeath
to my Son Andrew Twenty Five Acres of Land
to him and his Heirs for ever. I Give and
Bequeath to my Son Nehemiah Twenty five
Acres of Land to him and his Heirs for ever,
I Give and Bequeath to my four Sons James, John

Acres of Land to him and his heirs forever.
I give and Bequeath to my four Sons James, John
Andrew and Nehemiah ^{Eight} Fifty Acres of Cypress
Swamp to be Equally divided between my four
Sons. I give and Bequeath to my Son James Fourteen
and a half Acres of Cypress Swamp to him and his
heirs forever. I give and Bequeath to my Son John
Fourteen and a half Acres of Cypress Swamp to him
and his heirs forever. I give and Bequeath to
my Son Andrew Fourteen and a half Acres of ^{Cypress}
Swamp to him and his heirs ^{also two cows & 1 pair of his Cattle} forever. I give and
Bequeath to my Son Nehemiah Fourteen and
a half Acres of Cypress Swamp also two cows
& Lambs his Choice to him and his heirs for
ever. I give and Bequeath all the Remainder
of my Estate to be Equally divided after being
Sold amongst all my Children James, John,
Mary, Rachel, Andrew, Frank, Nehemiah,
Elizabeth and Eliza to them & their heirs forever

Provided always and upon condition Never
theless that if my Son Andrew should Die without
His or his Body lawfully Begotten his part of
Lands shall vest in and belong to his Brother
Nehemiah and his Heirs for ever and if my
Son Nehemiah should Die without His law-
fully Begotten of his Body his part of Land
shall vest in and belong to his Brother Andrew
and his Heirs for ever and if my Sons Andr-
ew and Nehemiah should both Die without
Heirs lawfully Begotten of their Body the whole
Lands to be divided between my two Sons
James and John to them and their Heirs for ever.
I do hereby appoint my Friend Edw^d. Brown
an Son James & John Smith my whole Executors
to this my last Will and Testament disannulling
and Revoking all other Wills by me formerly
made, For Wth Test whereof I have hereunto
set my Hand this first day of May One Thou-
sand seven Hundred and Eighty One

Set my hand this first day of May One Thou
sand seven Hundred and Eighty One

Signed Seal & Nick
buriedged in Presence
of Robert Keeling Sen^r

James ^{his} Land

Nathan ^{mark} Willbourn

John ^{his} Smith & Edward
Mark

Court Held for Princeps Anne County February
the 14th day 1702

The aforesaid last Will and Testament of John
Smith dec^d was proved according to Law by the
Oath of Robert Keeling and James Land two
of the Witnesses thereto and Ordered to be Recorded
And on the Motion of James Smith & Edward
Brown two of the Executors therein named who
made Oath and gave Bond with Security as the Law
directs, but testificatio granted them for obtaining Pro
bat thereof in due Form. Test. C. H. Mosley Jun^r 16th