

Overall's will

# In the name of God amur

I John Overall of the parish of Hamilton in the county  
of primit William being sick and weak of body but blessed by  
God in perfect sente memory & judgment and knowing that  
there is nothing more certain then death and more uncertain  
then when or where I or make and constitute this my last  
will and testament as followeth

first and principally I commit my soul to God my creator &  
keeping and firmly believing that whilom this life is ended I  
shall attain unto that which is eternall in and through  
the merits of Jesus Christ my redeemer my body to be decently  
buried at the discretion of my executors and as to my worldly  
estate whilom almighty God hath bin pleased to endue me  
with I dispose as followeth

Item I give and bequeath unto my son John Overall all my  
land whilom is six hundred and thirty acres except som part that  
shall be hereafter mentioned the land is in five tracts and lying  
in Letherby and the Clement by a little brook about

Shall be hereafter mentioned the land is in five tracts and lying  
on Lushay run and the Chestnut branch the one & bought of  
Leonard Sheline Jr. the other of Thomas Whittledg the beginning  
of both tracts is now in Whittledges mill dam and if my son John  
Overall should die without heir lawfully begotten of his body  
then y<sup>e</sup> afores<sup>d</sup> land to be equilly divided between my three  
daughters and also I give to him five good feather beds p  
furniture five negroes. One a boy Jndahl a girl one ovill  
table one small tabl<sup>e</sup> on great chest one small chest one horse  
of ten pound prite saddle pisted holsome dord one Cow p half  
one young steer of three year old one sow p pigs one fern  
gallen iron pot and hunk two pot tanks one puster dish and  
six plates five pisted one iron pot off two gallons now with  
his grandmether a brass mister and pestle an iron pestel  
larg a pair of scoules a dipping pan p a iron spit  
Item I give and bequeath to my daughter Mary Overall one  
good feather bed p furniture one Cow and calf one sow p pigs

one pater dish six plates her mothers side saddle & a gold ring  
Item I give and bequeath to my daughter Sarah Overall one good fether  
bed and furniture one Cow & Calf one sow & pigs one pater dish six plates &  
six hundred pound of tobacco to buy her a side saddle & her mothers lace  
hat, twelve shillings to buy her a gold ring

Item I give and bequeath to my daughter Bichethalam Overall one  
good fether bed and furniture one Cow & Calf one sow & pigs one pater  
dish six plates six hundred pound of tobacco to buy her a side saddle & a  
broken gold ring

Item I give & bequeath to my son William Overall all that part of land  
in both tracts that is on the west side of Turkey run except one acre of  
land that is convenient for building a mill anywhere on the side of  
the run I give this land only for his life not to lease nor sell it but to  
work on it as he please himself or any belonging to him not wasting  
the timber and after his death to return to my son John Overall as  
aforesaid and also I give him one fetherbed & furniture if one lies  
that is rel<sup>d</sup> his and at age to att & de for himself at my death

Item I give and bequeath to my living mother one barrel of wheat &  
one barrel of corn one hundred pound of hogmeat yearly for five years  
this meat near & next if please her she lives to receive it

one barrel of iron and marron powder  
this present year p[er] next if please her she lives to receive it  
I also leave my son John Overall to be with my brother Nathaniel & co  
Overall at the age of seven years to be put to school till he is fourteen  
then to be sent to work till he is eighteen years old then to be of age  
to att and de for himself albe his five negros before mention to be so  
taken with him to work for his studding & clothing & diet and their  
own

Item 3 give and bequeath the remainder of my estate not before mention  
to be equally divided between my three daughters before mention  
and quarto I appoint my good friend William Whittedge my Executor of  
this my last will and testament and in case of his death I appoint my  
brother Nathaniel Overall in his stead as witness my hand & seal this  
16 day of September 1742

John Overall  
Signed & sealed in  
presence of us

Jno Dagg

John Whittedge

his  
Wm W Stark  
mark

John Overall

Seal

At a Court held for the County of Prince William the 28<sup>th</sup> day of February 1743

to act and do for himself also his five negroes before mentioned  
taken with him to work for his clothing & diet and their  
own

Item 3 give and bequeath the remainder of my estate not before mention'd  
to be equally divided between my three daughters before mention'd  
andLastly I appoint my good friend William Whittlesey my Executor of  
this my last will and testament and in case of his death I appoint my  
brother Nathaniel Overall in his stead as witness my hand & seal this  
16 day of September 1742

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John Whittlesey

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Wm W Stark

mark

John Overall

Seal

At a Court held for the County of Prince William the 28<sup>th</sup> day of February 1743  
This will was proved by the oaths of John Dagg and John Whittlesey  
two of the witnesses thereto and ordered to be certified William Whittlesey  
the Executor therein named having relinquished his right of ~~to~~ ~~to~~  
Executorship on motion of Nathaniel Overall certificate is granted

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8<sup>th</sup> him for obtaining letters of Administration with the will & ~~as~~  
anuised Test: Wm Agard Esq: C:ad.

Overall Admou  
bond

Know all men by these presents that we Nathaniel Overall  
John Dagg & Lewis Rose are held and firmly bound unto the  
worshipful the gentlemen Justices of the County of Prince William  
in the full and just sum of five hundred pounds Sterling to the  
which payment well and truly to be made and done we do ~~as~~  
hereby bind ourselves our heirs & successors and Administrators ~~as~~  
jointly and severally to the said Justices their heirs and successors  
firmly by these presents witness our hands and seals this twenty  
eighth day of February 1742

The condition of this obligation is such that if the above bound

The condition of this obligation is such that if the above bound  
Nathaniel Overall Administrator with the will annexed of all  
and singular the goods chattels and credits of John Overall deceased  
he make or cause to be made a true and perfect Inventory of all  
and singular the goods chattels and credits of the said deceased  
which have or shall come to his hands possession or knowledge  
of the said Nathaniel or into the hands of possession of any  
other person or persons for him and the same so made do  
exhibit or cause to be exhibited into the County Court of Prince  
William at such time as he shall be thereto required by the  
said Court and the same goods chattels and credits and all  
other the goods chattels and credits of the said deceased at the  
time of his death or which at any time after shall come to the  
hands of possession of the said Nathaniel or into the hands  
or possession of any other person or persons for him do well  
and fully administer according to law and further do make a  
true and just account of his attings and doings therein when  
thereto required by the said Court and all the rest and residue  
of the said goods chattels and credits which shall be found

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or possession of any other person or persons for him do well  
and fully administer according to law and further do make a  
true and just account of his attings and doings therein when  
thereto required by the said Court and all the rest and residue  
of the said goods chattels and credits which shall be found  
remaining upon the said administrator's account the same  
being examined and allowed by the Justices of the said Court  
for the time being shall deliver and pay unto such person  
or persons respectively as the said Justices by their order or

Judgment shall direct pursuant to the laws in that case made and provided and shall absolve and truly pay and deliver all the legacies contained and specified in the said testament as far as the said testator shall be and credits will therunto extend according to the value thereof and the law shall charge them his obligation to be paid and of none effect otherwise to remain in full force power and virtue

Is also and delivered in  
presence of *Waggoner.*

Nathanael Overall *Seal*  
John Dagg *Seal*  
Lewis Reno *Seal*

Nathanael Overall John Dagg and Lewis Reno acknowledged at this Court in Prince William County Court the 28<sup>th</sup> day of February 1742 to be their Act and Deed and it was ordered to be recorded

Test. *Waggoner. Q. L.*

Witness all men by these presents that we William Chern and ~~as~~  
William Chern the younger gent are held and firmly bound  
into the above-mentioned the gentlemen Justices of the County of ~~as~~  
Prince William their heirs and successors in the sum of four hundred