

and State of Virginia, being weak of body, but of sound & disposing memory, do make and ordain this my last will & testament: After having first bequeathed my soul to the good God who gave it; my will is, that my worldly goods, shall be distributed amongst the following persons in the manner following (viz:).

Item 1st I bequeath unto my beloved wife Elizabeth W. Gibson for and during her natural life the farm in which I now live known as the "Blackman tract" containing about 54 acres together with the cleared land lying between the land aforesaid, and the Saw & First Mills, on the south side of the river; with the appurtenances belonging; together with such negroes, horses, cows, and other stock, as she herself may select, and also, all the household and kitchen furniture of every description; It is also my will that she shall have the privilege of getting firewood and timber for the support of the farm aforesaid during her life from any land of which I may die possessed.

Item (2nd) It is my will and desire that the residue of my real Estate (with the exception hereafter specified) shall be kept together in the hands of my executor (and rented out either privately or publicly as he may think most conducive to the interest of the estate, until the debts, which may be due at my death shall have been discharged out of the rents and profits arising from the same, together with the amount arising from the sale of such personal or perishable property as come to his hands. It is my desire that the back Mill with a lot of land bounded as follows (viz:) beginning at a white oak, at the corner of Captain Abraham Jordan's fence, and on his line, below Captain Holland's house; and running thence, in a southerly direction to the race in intercepting it above a stone wall in bank of said race, thence to the top of a pine tree, thence across the race to the bed of the river, and then to the run to South Point.

the debt, which may be due as my estate shall have been descending out of the rents and profits arising from the same, together with the amount arising from the sale of such personal or perishable property as come to his hands. It is my desire that the tract with a lot of land bounded as follows (viz) beginning at a white oak, at the corner of Captain A. Walton Jordan's fence, and in line below Captain Holland's house; and running thence, in a southwesterly direction to the race intersecting above a stone wall on bank of said race, thence to the stone wall aforesaid, thence across the race to the lot of the run; thence, with the run to Joseph Sells's stone fence; thence with my line to my corner in Jordan's line, thence to the beginning supposed to contain 11 or fifteen acres. It is my will that the land and mine above specified may be rented or sold or divided as my devisees may think best, but whether sold or rented, the money or profit arising is to be applied to the payment of the debts due from the estate.

Item 3 I give and bequeath to my Grand Daughters Julianna G. Barton, and my Grand Son Richard J. Barton (children of my daughter Steinda) each five hundred dollars, to be paid to them by my Executor, when they shall have respectively attained to the age of twenty one years; provided the debts of the estate shall have been previously paid; if not, then immediately after the full payment of the debts aforesaid, or as soon as the money can be raised without injury to the estate. It is my will and desire that Richard J. Barton (the father of the children aforesaid) shall not meddle with or ~~control~~ the legacy aforesaid in any manner, or in any character whatsoever.

Item 4 It is my will and desire that my Executor pay to my sons Ephraim and Moses each one hundred and twenty five dollars per annum, to be taken from the profits arising from the estate.

The distribution of the estate.

Item 5. My Will is that my son Mene enjoy the possession and profits of the farm of which he is now in possession, paying an annual rent of ten hundred dollars, to be computed from the time of my death to the time when the debt of the estate shall have been paid, or debts shall be made.

Item 6. After the payment of all my just debts and legacies my will is, that my whole estate real and personal be divided into three equal parts, and disposed of as follows. I give and bequeath one equal third part to my son Mene and his heirs forever; one equal third part to my son Alphons and his heirs forever; The remaining third part I give and bequeath to my son Thiers, during his natural life, but, apprehending that he may squander it to his disadvantage, and ruin, I hereby request of the County Court of Nappahannock that they appoint some prudent and discreet person as his trustee, whose duty it shall be to take care of the Estate, to rent it out, and pay out the rents and profits as they may arise, or his necessities require, but if he should hereafter reform, my will is, that the Court of said County upon good and sufficient evidence thereof do by deed or otherwise give him the control and manage of his interest aforesaid.

If he should hereafter marry and have children my will is that after his death the Estate shall be divided equally amongst his children, but, if he should die without children, then to be divided equally between my son Mene and Alphons; or, if they should not be living then equally amongst their children, or, if one should be dead then a moiety to his children, and the other moiety to the survivors.

Item 7. It being my desire to provide against all possible contingencies which may affect the comfort or happiness of my beloved wife, my will and desire is, that if from any unforeseen accident she should be ousted of the property hereof or deprived thereof, that my executors shall proportionably

Item 8. The Estate hereof be devised to my beloved wife, at her death

Item 8th The Estate of the deceased to my beloved wife, at her death,
I gave and bequeathed unto my son Menno, Stephen and Moses in the
proportions and upon the terms of their several legacies above devised.
Thereby appointing my son Menno Gibson and Stephen Gibson Executors
to the my last will and testament. Signed this 26th day of April
1836. Moses Gibson

Teste
John Shackelford
Henry Shackelford

In Rappahannock County Court 11 July 1836

The last will and testament of Moses Gibson deceased
was this day produced in Court, and proved by the oaths of John Shackelford
and Henry Shackelford the subscribing witnesses thereto and ordered to be recorded.
And Stephen Gibson one of the Executors named in the said last will
and testament came into Court, and refused to take upon himself the
burthen of the execution thereof, in any part thereof.

And at a Court held for Rappahannock County on Monday the
11th day of September 1836. On the motion of Menno Gibson the other
Executor named in the last will and testament of Moses Gibson deceased
(which was duly proved and admitted to Record in this Court at July Court
last) who made oath thereto, and together with John H. Wood, William
Borlase, William Walden and John Shackelford the Recorder, entered
into and acknowledged a bond in the penalty of \$40000 conditioned as
the Law directs. Certificate is granted him for obtaining a probate thereof
in due form.

Teste
Wm. J. Thompson & Co