

wish my Executors to aid and assist them, in such a way as they may think best. I also include Elija H. Logan and David C. Shanks as entitling the above provision instead of their Mother Susan W. Shanks and at the expiration of ten years should the investment or fund prove to have increased in a profitable ratio, I will that my Executors divide as the same as they may think best. — Item 3rd. I will and appoint Joseph H. Johnston, George W. Johnston and David C. Shanks as my Executors and having the utmost Confidence in them it is my request that the Court require no Security of them. Witness my hand & Seal This 2nd day of Sept. 1856

C. O. White

G. H. Shanks

Elizabeth Johnston

At Roanoke August Court 1862

The last Will and Testament of Elizabeth Johnston deceased was this day produced in Court and proved in part by the oath of George W. Shanks one of the subscribing witnesses thereto. The hand writing of Charles B. White the other subscribing witness thereto (who is dead) was also proved by the oath of the said George W. Shanks & B. Johnston and therefore the said Will is admitted to record.

Debt S^d. Johnston Clerk

Michael Miller. In the name of God, Amen.— I, Michael Miller of the County of
Haworth being at this time in good health and of sound mind and memory
yet feeling the uncertainty of life and being desirous of making some disposition
of my Estate before I die, I do hereby make this my last Will and Testament
first of all, I give to my wife ^{my} Theresia all the goods and all the property she
brought with her when she came hither with me, and secondly it is my Will
that my Executors or Shall give my wife One thousand dollars in case
she Should survive me and I also give her the half of my house while
we live in her life time, thirdly I give to my son George H. Miller and my
daughters Sallie Miller the plantation whereon we live containing four hundred
two acres I give it to them and their heirs forever second it is my will that any
thing they want or want at my sale they can take at the appraisement thirdly
it is my will that the growing crop of wheat or corn that is sown or planted
George and Sallie above named shall have one half of the growing crop after
it is made and it is furnished. fourthly it is my will that George and Sallie
shall furnish and cut the fire wood ready to burn they shall also pasture and vendure
one cow and one horse for my wife Theresia, I shall charge them forty dollars per
acre and if she either part do not come to as much as the plantation then are not to
pay it out untill after the death of my wife Theresia. I also give her one third of the
garden to plant and sow and she is to have two barrels of flour and two barrel of
corn from the plantation every year as long as she lives also two hundred weight of
bacon. fifthly it is my will and desire that my River plantation containing
two hundred and thirty six acres be sold by my Executors she shall receive to the
purchase a deed of conveyance for the same one half down five months

191

after sale and the remainder in few annual payments. I wish and direct my Executors to sell a small tract of wood land containing thirty six acres adjoining my home plantation to be sold upon the same conditions as the other and they shall take security of the purchaser and assign on the land above named fiftyth it is my desire that my Executors receive ten per cent for selling and collecting the money for the land for their trouble in regard to the negroes the sale may be made privately or publicly as my Executors may deem best. Except it is my will that Ann and Samy his wife shall stay in the plantation that George and Sally shall have them at a low moderation price too also my will that all my negroes shall be valued to themselves and every divided. It is my wish that Harriet, Leclumbe, Asa, Ellow and James and Dayton, Charles and Vena and Wicks shall have the privilege of choosing their master or mistress. it is my desire that my daughter Sally shall have 2000 and I give her to Sally without any charge for staying at home so long and keeping house so long for me etc. it is my will that all the money, lands, and the sales of the lands shall be equally divided between Sally, Martha, Jack, Leanna, Edmund, and John. I wish to make my children as equal as possible. Ninth. it is my wish that my son George and Sally is to keep out of the business and if any one of them wish, well to sell they can purchase from each other but not sell to a stranger the seller is not to charge more than forty dollars per acre I intend to make my dear children as equal as I can, all my money and my personal property will be divided among the six to make all equal only Martha. I shall only leave it to her, George and Sally my home plantation and I have given Sally all the house and furniture in what is called the back room and chapel in my book. Tenth. It is to be understood that all my advancement by me to my children are to be accounted for. for the same having been charged to them by note. I have the Note of most of them. It is my will that one sixth part of money that will be coming to my daughter Martha. I leave it to her it shall be laid out in land and she shall have the use of it her natural life and after her death it shall be equally divided among her children. I also have an undivided part in all the personal property it can be found in the Clerk's office I forgot to mention that I also give my dearest girl Ann to my wife to wait on her, her life time and after her death, and after her death she will fall back Sally I hereby constitute and appoint my son Robert and George Executors of my last Will and Testament hereby revoking all other, declaring this to be my last will and Testament and hereby if any of my heirs is not satisfied he or she shall be cut off with one hundred dollars. In Witness whereof I have hereunto set and first my nat this 25th day of May 1861

Signed Scalot and
acknowledged in our presence
when taken together by the Testator

Jacob Keiser
R. A. Holland
Peter Sherry

At. Roanoke May Court 1862

This Last Will and

in Court and prove
R. P. H.

Michael Miller 

At. Keanth May Court 1862
This last Will and Testament of Michael Miller dec^d was produced in Court and proved according to law by the Oaths of Jacob Neiser and R.A. Holland subscribing witnesses present and ordered to be recorded

St. John's C