

Sam Phillips.

I Samuel Phillips of the County of Kanawha and State of Virginia do hereby make and release this my last will and testament in manner and form as follows

1. I desire my body after my death to be decently buried with Christian burial and the expenses attendant, as well as all my just debts to be paid by my executors

2. I give to my beloved wife Lucinda Phillips for her own use and benefit during her natural life and after her death to be disposed of, as herein after set forth, my the tract of land on which I now reside, lying on Satula creek in the County of Kanawha and State of Virginia, including several surveys and contain about three hundred & seventy six acres (376) (less 11 & 12 acres given to my daughter Mary Gleason) also my negroes George, Palentine, Ben, Phill, John Shirley, Alfred, Sally, Maria, Annie, Rhoda, Melinda, together with all my personal estate not otherwise devised, or which may be necessary for the payment of my debts, expenses of funeral, and settling up of my estate, as I desire that nothing shall be deducted from the said negroes, and special legacies herein - I herein give to my said wife Lucinda, the right of exercising her own judgment as to whether as to selling my personal property at any time after my death, (always excepting negroes) and to use the interest of the proceeds during her life and the principal after her death to be appropriated as herein devised, or to keep the same together for her use during her life, and whereas I have made a devise of \$100 for benefit of my daughter Elizabeth Hanson and devise of personal property to Samuel J. Hininger and Alice Hininger, I hereby give my wife the right to deliver, or pay such sums whenever she pleases -

3. I give to my said daughter Alice Hininger my negro girl Margaret and her future increase, a good horse, side saddle and bridle, a cow and calf, a bed and bedstead well furnished and fifty dollars worth of more furniture, and I hereby place the same under the control and management of my wife Lucinda, who I desire shall act as Guardian for the said Alice during her life minority, the property not to pass until after the demise of my said wife, unless by her consent

4. I give to my grandson Samuel Hininger, one horse, bridle and saddle after the death of my wife, and I hereby place the same under the control and management of my said wife Lucinda, who I desire shall act as Guardian for the said Samuel during his minority

5. I give in Trust to my son Samuel Phillips for the only use and benefit of my daughter Caroline Hininger during her natural life, free from the debts contracts or control of the husband of the said Caroline my tract of land on the County of Berkeley in the State of Kanawha near Virginia, whereon the said Caroline and husband are now residing, and negro girl Virgins and future increase, and after the death of said Caroline to be equally divided between the lawful heirs of her body.

6. I give to my son Richard H Phillips my negro man Eli and negro woman Adeline and her two boys Billy and George and future increase, also after the death of my wife Lucinda I give to my said son, one half of the land united to my said wife for life.

7. I give to my son Samuel Phillips for my negro boy Jordan woman Evalina and her child Betty and future increase & after the death of my wife Lucinda I give to my said son Samuel my negro man Palentine and one half of my land devised to my wife Lucinda for life

8. I give to my daughter Mildred A Hammond my negro woman and her two children Ben and Betty, and negro girl Rannie and their future increase also her distributive share of the residuum of my estate as herein after set forth in item 12.

9. I give to my daughter Adaline Goodson two white negro children Robert and Anne and future increase also her distributive share of the residuum of my estate as herein after set forth in item 12.

10. I give in Trust to my son Samuel Phillips for the only use and benefit during her natural life of my daughter Elizabeth Hanson free from the debts contracts or control of the husband of the said Elizabeth, one hundred dollars to be paid to her at the will of my wife Lucinda & to be spent at the will of the said Elizabeth, my negro girl Betty future increase also the distributive share of the said Elizabeth of the residuum of my estate as herein after set forth in item 12 and at the death of the said Elizabeth Hanson, to be equally divided between her children the legal heirs of her body

11. I give in Trust to my son Samuel Phillips for the only use & benefit of during her natural life of my daughter Mary Gleason a certain piece of land now in his possession on the south side of the South Mountain, extending to the top, supposed to contain ten or twelve acres more or less, a negro boy named Marcus, and her distributive share of the residuum of my estate as herein after set forth in item 12; all of which shall be free from the debts, contracts or control of the husband of the said Mary Gleason; and at the death of the said Mary to be equally divided between the lawful heirs of her body

12. After the death of my wife Lucinda Phillips I desire the residue of my personal estate including negroes, not herein otherwise devised, shall be equally divided share and share alike, which I hereby give to my daughter Elizabeth Hanson, Adaline Goodson Mary Gleason and Mildred A Hammond, the portion falling to Elizabeth Hanson to Samuel Phillips for as Trustee for Elizabeth, as set forth in item 10 of this will - the portion falling to Mary Gleason to Samuel Phillips for as Trustee for Mary, as set forth in item 11 of this will

13. Lastly, I do hereby constitute and appoint my sons Richard H Phillips and Samuel Phillips my executors of this my last will and Testament, and by this do revoke all will or wills by me heretofore made: Witness my signature and seal this twelfth day of August 1861. Two blank pages after the first page of this will left by mistake, and executed before signed. The pages are numbered as they occur.

Witness -

Samuel Phillips son. (seal)

Signed and acknowledged before
us also being present at same
time -

George Painter
Solon Bass

At Roxbury February Court 1858

This last will and Testament of Samuel Philips late deceased was this day produced in Court and proved according to law by the oaths of George Painter and Solon Bass subscribing witnesses thereto and is ordered to be recorded. And on the Motion of Rich. and S. Philips and Samuel Philips the Executors therein named who made oath thereto and with James G. Conkey, Hephiah Spiffard, and Mark B. Newman their securities, entered into & acknowledged a Bond in the penalty of \$50.00 with conditions according to law, they are appointed Executors of the said Samuel Philips last death.

Attest
E. Johnston C.

John Deaton
(Senior)

I John Deaton of the County of Roxbury, do make and publish this my last will and Testament, hereby, revoking and making void all former Wills by me at any time heretofore made.

As to each worldly Estate as it hath pleased God to entrust me with, I dispose of as follows (viz)
1st I direct that all my debts and funeral expenses be paid as soon after my decease as possible, but of the first monies that shall come into the hands of my Executors, from any portion of my Estate real or personal.

2nd I wish my land sold by my Executors as soon after my decease as practicable and moneys sold my son Francis Deaton is to have the refusal of renting it, also I direct that all my perishable property be sold as soon as practicable, and that the proceeds of my land and property be divided equally between my six children: (viz) Polly Goddard, Eliza Horn, Littleberry Hardman Deaton, Sarah Temple, Francis Deaton, and John W. Deaton, also I leave my family bible to my son Francis Deaton.

3rd I John Deaton having, since the foregoing will was executed, married Lucretia Ellen, between whom and myself there is a marriage settlement on record in the Clerk's Office of Roxbury County Court, and it being provided in said settlement that the said Lucretia is to have no portion of my Estate, except such as I may direct by will or otherwise - And now wishing to bequeath to the said Lucretia my present wife, the sum of Two Hundred Dollars, also one cow which she may make choice of, and

that she may have her support for the next ensuing twelve months after my decease, and do direct in my will, before making distribution of my Estate amongst my six children, do pay to my said wife Lucretia Deaton the sum of Two Hundred Dollars, and this legacy to be paid if I should survive her - - -

4th I do hereby make and ordain John W. Deaton and Francis Deaton Executors of this my last Will and Testament. In witness whereof I John Deaton the Testator have to this my Will written on a sheet of paper set my hand and seal this fourteenth day of February in the Year of our Lord one thousand eight hundred and fifty three

John Deaton (Seal)

Signed sealed, and acknowledged
as and for his last Will and Testament
by John Deaton in our presence and
we being present together at the same
time this 12th day of January 1861

Patterson Coore
Andrew C. Campbell

At Roxbury April Court 1861

This last Will and Testament of John Deaton late deceased was produced in Court, and proved according to law by the oaths of Patterson Coore and Andrew C. Campbell subscribing witnesses thereto, and is ordered to be recorded.

Attest
E. Johnston C.

The Lavender
(Senior)

This being my last will and testament after paying my just debts and funeral Expenses I give to my daughter Elizabeth a certain Boundary of my land commencing at my corner at Back Creek at three white oaks thence a straight line to two peach trees on a point a line my Bar 20 feet East of a chestnut struck by lightning thence to a yellow apple tree a line my house, and near a cluster of Persimmon trees thence passing a fence I drew had thence with the land to my back land, so as to leave the head of a spring on the other side of my land. The Balance of my land I give to my son Thomas Lavender. My personal property I direct to be sold and divided between all of my children Equally - To carry my last will into effect I appoint my son Thomas Lavender my Executor Given under my hand and seal this 7 day of Sept 1858

Witness in the presence of us

David Sloan
Isaac F. Simmons

Thos Lavender - (Seal)