

John Macky
Dad Hill
In the Name of God amase I John Macky of Backbridg County
ty and state of wragney do make this my last Will and Testa-

ment
In the manner folowg that all Just debts be paid and my funeral
charges first I leave to my Daughter Eisabel Macky fifty pound
a harness and saddle and bed well furnished and the third of that lot
a young old Mare to my Daughter seraph I have one other thing
I bequeath to my Daughter mary the other third containing three
quarters of an acer each to have choises according to thore age
I leave to my son John Macky the plantation that I live on only
sixty five acer Reversed of it with all my personal Estate and Effects
only Iak the nager and the five acer and one hal bought of Samuel
More and the third of the lot in town next to Harices with Jane
and Will the too oldest nager I have and Beqath to my son
James Macky sixty five acer where the taryards is ten ^{squary} acer
yond the road and the Balance backwards to Extend Backward

along beas line and each to make the half of division fence and

also the too part of the lot that lived in in two and the two

aces lot going france and windel and the half aces back lot

long whitesides lot and the half of the ally to the wells long

Dist and the mager Tab with a god beas and sattel and a

furnished bed and my wack * and also to my son John

has to have ded timber of John place for the terme of ten

years for free wood I have to my Daughter Jane one hundred

pounds fifty in cash the other in good property such as she thru

fit and to live her fed and scald and flod till come of age

slave and Bequath to my Daughter letty one hundred pounds

one half in cash and the other in good property and to

live with thier brother John to be scud fed and till the

come of age and to work to help him and themselves and


soed an in case any of my 2 sons Dies before the have Large Gain
there the other is to enjoy his share and pay ten pounds to his sisters
apse and please any of the three unmarried Girls Dies unmarried

my two sons ^{or top} have three shares Between them N B my son

John Macky is to pay of all the debt and legacies I do hereby give

Andrew Red William Willson at the mill and my daughter Bet
my hole and sole Executors August, 1857 Given under my

hand & Seal

John Macky 

* In case I should not build a house on my ^{sof} Lawes Lot I

will that my son John shall pay one half of the expence of
building a house thereon Equal to the one which I have con
trac
ted with Edgar to build on it

A court continued & held for Rockbridge County October 8th 1806.

A writing, ^{purporting} the last will & Testament of John Mackay deceased was produced in court and proved to be the hand writing of the said decedant by the oath of William Willson & Hugh Willson except the word "square" interlined after the word "acres" and before the word "beyond" and also a memorandum endorsed on the said will in these words, to wit "In case I should not build a house on my son James lot I will that my son John ^{shall} pay one half of the Expence of Building a house thereon equal to the one which I have contracted with Edgari to Build on it" which they depose are not the hand writing of the said decedant, but that the said attestation & Memorandum, were made in his presence (the said decedant) but not at his request, and on the motion of

John Mackey & James Mackey two of the legatees named in the said will by their attorney to have the same admitted to record, whereupon came James Long who is intermarried with one of the legatees in the said will named, and opposed the validity of the same and on argument of counsel on both sides and the circumstances of the case the court are of opinion that the said writing is the true last will & testament of the said decedant, except the interlineation & Memorandum aforesaid and therefore it is ordered to be recorded as such except the said interlineation & Memorandum, from which decision the said James Long by his attorney prayed an appeal to the first day of the next starbuck district court which to him is granted on giving Bond & Security in the penalty of one hundred Dollars during the sitting of the present court. On the trial of this motion the Appellant by

Mr. G.
Long
E. G.

his attorney tendered a bill of exceptions, which were signed
sealed & ordered to be made a part of the record and are in
these words, to wit, "on the motion &c". And Andrew Reid
William Wilson & Isabella Mackey the executor's & executrix in the
said will named having by their written certificates, refused to
take upon themselves the burden of the execution of the said
will, on the motion of John Mackey, who made ^{oath} according
to law certificate is granted leave for obtaining letters of
administration, with the will annexed in due form he
having to together with Hugh Wilson & William Wilson his
secretary entered into Acknowledged Bond in the penalty of
Five Thousand Dollars conditioned as the law directs

Teste

Attest
