

In the name of God Amen,
I Jacob Utner of Rockingham County and state
of Virginia being some what weak in Body but sound
in understanding blessed be God. Calling to mind
the Mortality of my body, I think necessary to make
some Order in this my last will and Testament
first I recommend my Precious soul into the hands of
Almighty God, and my body to be Buried in
decent and Christian manner, And respecting my
personal estate in World wherewith it hath pleased
the Lord to bless me, I feell to be disposed of in
the following manner, first I will that all my
Lawful Debts be paid out of my Personal estate
All my lands that I claim I will to my four
sons, Martin Jacob, John & Daniel to be equally divided
among, but as the land cannot be divided into so
many tracts to make each ^a convenient plantation
or farm I will that one may purchase the others

decent and Christian manner, And respecting my
personal estate in Georgia whereunto it hath pleased
the Lord to bless me, I feele to be disposed of in
the following manner: first I will that all my
lawful Debts be paid out of my Personal estate
All my lands that I claim I will to my four
sons, Martin Jacob, John & Daniel to be equally divided
among, but as the land cannot be divided into so
many tracts to make each ^a convenient plantation
or farm I will that one may purchase the others
part as it may answer them and provided
that one or more of them should wish to sell
his or their parts the other or Others may purchase
the Others part, and if they cannot agree on the
price thereof they shall chose two honest men to
value the land and if they two cannot agree
those as arbitrators may chose the third man
and whatever they may value the Other shall

shall sell the same according to the

whatever they shall determine they shall do
thereby, all to be performed on purpose that
Brother wishing to purchase the Others part
have the Land or the Location Mentioned,
not to be sold to any other but to a Brother
unless there be none to purchase on those Terms
so all may see of together my four sons
have the Land by paying to my three Daughters
Anna, Mary and Elizabeth to each of them
hundred pounds, two years after my decease
shall pay one hundred pounds, and four years
after my decease one hundred pounds and
years after my decease one hundred pounds,
to be equally divided among my three Daughters
at it becomes due, and as touching my
movable property a will that all be sold and
Equally divided among all my children Except
the following Articles; All that may be sown
or planted on any part of my lands by Ed
at my decease shall be then

Anna, Mary, and Elisabeth to each of them
hundred pounds, two years after my decease
shall pay one hundred pounds, and four years
after my decease one hundred pounds and
years after my decease one hundred pounds,
to be equally divided among my three Daughters
at it becomes due, and as touching my
valuable property I will that all be sold and
Equally divided among all my children Except
the following Articles; All that may be sown
or planted on any part of my lands by any
of my sons before my decease shall be their own
and not sold, All horses or cattle, hogs or any
creature in whose name it is on all my plantations
to continue theirs and not be sold, My Latin
German bible I will to my youngest son. I
will that none of my books be sold but
my, but my children to have them each
a contain their name on the first page of
every article in whose name they shall be

my garments of any kind to be divided
Among all my sons but none to be sold,
Lastly I appoint my sons Martin and Jacob as
Executors of my last will and testament,
which I do hereby again ratify and confirm
with my hand and seal this 18th day of April
1800.

in Presence of
T. Paul Kenkle

Jacob Whitmer

Adam Long

Goffman Whistler

Jacob Whitmer

Rockingham March Court 1805

The last will and testament of Jacob Whitmer
as presented in Court and proven by the
Oaths of Jacob Spaier and Adam Long two
Witnesses thereto and Ordered to be Recorded
and on the Motion of Martin & Jacob Whitmer the executors
therein named, who made oath thereto, and with Secoury entered
into and acknowledged bond as the Law directs a certificate is
to be obtained aprobat in due form

Executors of my last will and testament,
which I do hereby again ratify and confirm
with my hand and seal this 18th day of April
1800.

in Presence of
T. Paul Kenble

Jacob Witmer

Adam Long

Joseph Whitmer

Jacob Whitmer

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Oaths of Jacob Spaeder and Adam Long two
witnesses thereto and Ordered to be Recorded
and on the Motion of Martin & Jacob Whitmer the executors
therein named, who made oath thereto, and with security entered
into and acknowledged bond as the law directs a certificate is
granted them for obtaining a probate in due form

Teste
S. M. Williams Clerk

March the 30th in the year 1805