

At a Court held for Spotsylvania County on Tuesday December 1st 1753.

Lawrence Taliaferro & Joseph Jones Gent. acknowledged this their Bond, which by the Court is Ordered to be Recorded. *HP*

Test W. Waller Clerk

I Mosley Battaley of Spotsylvania County being of sound mind and Memory thanks be to God therefore do make this my last Will and Testament in manner following (viz^t)

Imprimis I give and confirm unto my Son Samuel Battaley what Estate he hath now in ^{his} possession of my former gift (or loan rather) and to my Son John Battaley the same.

Item, I give unto my Son Samuel Battaley all my wearing clothes of what kind soever, one Cow & Calf, or Cow with Calf, two Ewes and Lambs, or Ewes with Lambs ~~my former gift~~ and the Debt wherewith he stands charged on my Book *HP*

~~Then my wife & I were so that my negro man thing offle back
to the best of his stage as soon as he conveniently after my
death, and that out of the money arising from the sale of him
a young negro man or one between 10 and 15 years old~~

Item I give unto my Son John Battaley the Debt which he owes
me and my watch with Chain ~~and my pocket watch~~,
also my Great Bible, and the first Institute of the Laws of
England commonly called Coke upon Littleton, another book
intituled Godolphins Orphans Legacy, and my last Gammon
table, men, boxes, &c. —

Item I give unto my Daughter Frances Bryan one Cow & calf
or Cow with Calf, and two Ewes & Lamb or Ewe with Lamb.

Item I give and Bequeath unto my Son Mosley Battaley
my Land & Plantation in Spotsylvania County and two
Negro Women named Juna and Moll to my said son and the heirs of
his body lawfully begotten forever, and for Default of such issue
unto my Son Samuel and his heirs forever, only Reserving to my
Wife the use of the said Land and Negroes, untill my Son Mosley
attains the age of Twenty one Years, Provided that they dont commit

shall the use of the said, and also be required, until my Son Mosley
Attains the age of Twentyone Years, Provided that he dont commit
Waste, nor destroy none Woods then is necessary for the Plantations
Use.

Item I give unto my Son Mosley, Balthay my Gold Sleer & Shards
and Silver Tea Spoons which are marked B and my will is
desire is that my said Son be kept to School until he Attains the
age of Fourteen or Fifteen Years, And that then he be Bound Apprent
Either to an Attorney at Law or a Clerk of a Court, to ^{serve} till he
be Twentyone Years of age, but if my said Son should not take to
Letters and Learning so as to adapt him for such business then
my desire is that he be bound an Apprentice to some good handicraft
Trade or Manner.

[turn over]

Item I give unto my Loving Wife Margt my best Feather bed
and Furniture ~~also one small bed with a brown cover~~
~~When my Son is born I am to give with the Furniture~~
two small Iron Pots and hoots, one frying pan, one box
Iron Sheeters, my largest pair of fire Tongs and three oval
Tables wth I bought of James Atkinson, all my Flax Bottom Chairs,

Item I give unto my Son Mosley Battaley my Gold Sleer & Shurds
and Silver Sea Spoons which are marked B and my will and
desire is that my said Son be kept to School until he attains the
age of Fourteen or Fifteen Years, and that then he be bound Apprentice
either to an Attorney at Law or a Clerk of a Court to serve till he
be Twentyone Years of age, but if my said Son should not take to
Letters and Learning so as to adapt him for such business then
my desire is that he be bound an Apprentice to some good handicraft
Trade or Maner —————

(turn over)

Item I give unto my Loving Wife Margt. my best Feather bed
and Furniture ~~also one small bed with a new Summer cover~~
~~whereon my Summer Furniture only lies with the Furniture that~~
two Iron Pots and hooks, one frying pan, one box
Iron Sheeters, my largest pair of fire Tongs and Iron all over
Table wth I bought of James Atkinson, all my Flag Bottom Chairs,
one Round Dish and half dozen Plates which are common only

kept in the Dairy. one large Chest one brass land lectuk and Pair of Snuffers
one Copper box and glass Salt Cellar, all my hogg, shoats and Pigg. Two
hens and Calf or Cows with full two Cows & Lamb or Cows with Lamb
and my Novell mare named ~~and~~ in full Satisfaction of any claim that my
Said Wife may at any time hereafter make to any other Part of my Personal
Estate. Item I give unto each of my Daughters Elizabeth and Ann
~~the~~ her and her share and to my daughter Elizabeth the Trunk
that was her Mothers. Item my will is that all the Rest of my Estate in
Pennsylvania be Sold as soon as Possible and that out of the money and
from the Sale thereof a negro girl be bought for each of my said
Daughters Elizabeth & Ann ~~and~~ that the Remainder as aforesaid
Remains of what my Negro man King also sell for after such
a negro be bought for my son Saml. as is herein before mentioned
before the use of my son Mosby towards his Support and Education
Item my will and Desire is that my Executors get in my out Standing
Debts as soon as Possible after my Decease and that they be
Applied towards the Payment of such Debts and that they be
Lastly do nominate constitute Ordain and Appoint my very good

other Wills by me heretofore made do In Testimony whereof I have
herunto set my hand & Seal this 20 day of September 1757
Signed Sealed and Published of
In the Presence of M^r Battaley Seal

At a Court held for Spotsylvania County on Tuesday December the
Fifth 1758

This writing said to be the Last will and Testament of
M^r Mosley Battaley Gent Deceased was presented in Court for Proof by Richard
Jesse Esq Robert Jackson Gent Executors therein named and the Court having
viewed the said Writing and Considered thereof are of Opinion that the same
is the proper hand writing of the said Deceased therefore the same is Ordered to
be recorded and on Motion of the said Executors Certificate is granted them for
Obtaining a probate thereof in due form giving Security Whereupon they
Together with John Carter Gent their Security Entered into and acknowledged
Their bond for their due and faithful Administration of the said Deceaseds
Estate and Performance of his will and Liberty is reserved to John Thornton
Gent the Other Executor named in the said Will to Joyn in the probate

When he shall Think proper And it is Ordered that Samuel Battaley
 Eldest son and heir at Law to the said Deed be summoned to the next Court
 To Contest the said Will in regard to the Lande devised away from him if he
 Shall think fit so to do.

Test W. Waller Clerk

N.B. The Several Obliterations of Names in this Will, was endeavored to be truly copied
 in this book but for great certainty I refer to the book to be compared with the
 writing for with, &c.

Test W. Waller Clerk

At a Court continued and held for Spotsylvania County May the 2nd 1759.

Samuel Battaley appeared and contested the validity of the will of the above
 mentioned Morley Battaley Deceased as Eldest son & heir at Law of the said Morley
 and offered his Objections against the same, whereupon several witnesses were
 sworn & examined relating thereto, & Council heard thereon, on Consideration of the whole
 matter the Court are of Opinion, and do order ^{that} all those parts of the said writing which
 are not crossed Obliterated or have been taken to be the will of the said Deceased, and that the
 parts that are crossed Obliterated or have been taken to be part of his will.

Test. W. Waller Clerk