

County Mary Herod, who made Baththoroto according to Law, &  
being further proved by the Bath of the witnesses thereto is  
admitted to record. And execution of the said Mary, & her perform-  
ing what is now in such cases, Certificate is granted her for  
obtaining a probat therof in due form

Test

Mary Tylor

In the name of GOD Amen I, John Peyton of the County of  
Hampshire being sick & weak of body, but of a disposing memory  
sound mind, & calling to mind the shortness & uncertainty of human  
life, have thought fit for the better management of my Estate, to make  
this my last will & Testament, my Soul I recommend into the hand  
of Almighty GOD my merciful creator hoping for forgiveness of all  
sin thro' the merits & mediation of my dear Redeemer Iesus  
CHRIST, my body I leave to be buried at the discretion of my Ex-  
ecutors, and what worldly Estate it hath pleased GOD to  
bless me with, I dispose of as follows. In primis I give and  
bequeath to my loving son John Peyton, my old plantation  
containing by Estimation three hundred & fifty Acres, One hundred  
Acres of which was given me by my father, One hundred I purchased  
of my brother Valentine Peyton, and One hundred & fifty I purchased

Of George Mason I also give to my son Yelverton Peyton that tract of  
Land in Fauquier County whereon he now liveth belonging formerly  
to John Flitter, and also all the negroes now in possession of my  
said son Yelverton which he had of me & their future increase to  
him & the heirs of his body lawfully begotten for ever. I likewise  
give to my said son Yelverton Peyton all the stock that is now on  
the Plantation where he now liveth (viz) Horses, hogs, Cattle,  
sheep & household furniture, to him & the heirs of his body lawfully  
begotten for ever. I likewise give & bequeath to my loving son  
Henry Peyton that tract of Land in Fauquier County which I  
purchased of James Dillon & wife, taken up by John Warner, &  
the surplus in the said Tract patented by myself. Also another  
Tract adjoining taken up by myself along the Rappahannock and  
the line of Miller & Folio & Will O'Bannon, to him & the heirs of  
his body lawfully, begotten for ever. I also give & bequeath to my  
son Henry four slaves that are to be purchased by my Ex<sup>or</sup> hereafter  
named & their future increase to him & the heirs of his body lawfully  
begotten for ever. I likewise give & bequeath to my said son Henry, four  
Cows & Calves, three sows & Pigg, ten head of sheep, one of my best  
Hatchets & tools, which is to be well furnished, with a pair of good  
shoes, a pair of good Blankets & a good Ring, to him & the heirs of his  
body lawfully begotten for ever. I likewise mean in, that

named & their future increase to him & the heirs of his body lawfully  
begotten for ever. I likewise give & bequeath to my said son Henry, four  
Cows & Calves, three sows & Pigg, ten head of sheep, one of my best  
Grathor Bedd, which is to be well furnished, with a pair of good  
shoes, a pair of good Blankets & a good Ringg, to him & the heirs of his  
body lawfully begotten for ever. I likewise enjoining is, that  
if either of my sons Yolverton or Henry, Peyton should die without  
Issue his part of my Estate that I have hereby bequeathed should be  
intailed on the survivor & the heirs of his body lawfully begotten for  
ever. I likewise give & bequeath to my <sup>son</sup> John Henry Peyton the  
Land I purchased of Mr Foots Attorney of Haywards, & another tract  
a joining bought of John Wooly & Hucaton Wooly son of the  
John Wooly, also the land I bought of Doug's Brait & another tract  
purchased of Will Rothall. I also give to my son John Henry the share  
of Land whereon my wife stands together with the wife to him &  
the heirs of his body lawfully begotten for ever. I likewise give and be-  
queath to my daughter Valentine Peyton a tract of Land in  
Tangier County one piece of which I purchased of Samuel Smith  
and another piece purchased of the Rector in the same tract also  
another piece taken up by myself whereon Margaret Wood is  
living. I also give & bequeath to my son Valentine the Land I pur-  
chased of Will Matheny & Job Sims. Also my house & lots in  
Alexandria to him & the heirs of his body lawfully begotten for

1767. I H M I give & bequeath to my loving Daughter Ann  
 Wags, all the slaves which she formerly had of me to her and her  
 heirs for ever. I H M my will & meaning is. That if either of my  
 sons, John Rowzy or Valentine Peyton should die without  
 issue, his part of my Estate that I have hereby bequeathed should be  
 intailed on the survivor of them, and if they should both die without  
 issue, my will is, that all that I have hereby bequeathed to my said  
 sons John Rowzy & Valentine Peyton be divided Equally (at their  
 Death or Marriage of my wife) between my sons Yoloorton & Henry  
 Peyton & their heirs for ever. But, if it should so happen that my  
 son Yoloorton & Henry should die without issue, my will is, that  
 what I have hereby bequeathed to them should be equally divided  
 between my sons John Rowzy & Valentine Peyton to them and  
 the heirs of their body lawfully begotten for ever. I H M my will  
 and desire is that my Ex<sup>rs</sup> hereafter named, do, of my outstanding  
 Debt, raise the sum of six hundred pounds Current money, and  
 therewith purchase slaves. Four of which slaves I give to my son  
 Henry Peyton & their future increase, to him & the heirs of his body  
 lawfully begotten for ever. I H M my will & desire is that my Ex<sup>rs</sup>  
 raise two thousand pounds of 106. 6. 8. p. p. annum to the use of my Daugh-  
 ter Ann Wags & her two children John Peyton Harrison and Valen-  
 tine Harrison until they said John Peyton Harrison & Valentine  
 Harrison shall severally arrive to the Age of twenty one years —

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Dobts & give the sum of Six hundred pounds Current money, and  
there with purchased slaves. Four of which slaves I give to my son  
Henry Peyton & their future increase, to him & the heirs of his body  
lawfully begotten for ever. All my will & desire is that my  
said two thousand pounds of tobacco be divided to the use of my Daugh-  
ter Ann Wago & her two children John Peyton Harrison and Valen-  
tine Harrison until the said John Peyton Harrison & Valentine  
Harrison shall severally arrive to the age of twenty one years  
said Tob to be converted to the use of the said Ann Wago and her  
children aforesaid at the discretion of my Executors. All my  
will is, that all the rest of my Estate, slaves, Stock, Household  
furniture & out standing Dobts of what kind so ever after my  
X Dobts lawfully contracted & legacies are leguately paid be equal-  
ly divided between my sons John Rowze & Valentine Peyton  
to them & the heirs of their body lawfully begotten for ever  
All my will & desire is, that nothing of what I have hereby  
bequeathed to my son John Rowze Peyton my son Henry Peyton  
or my Daughter Ann Wago be any way lessened or diminished  
by paying my Dobts or Legacies, my will being that my Dobts  
& Legacies be paid out of my sons John Rowze & Valentine  
Peyton & part of my Estate All my will & desire is, that my  
son Henry Peyton be supported or maintained in common with  
my sons John Rowze & Valentine Peyton on the profits of the  
Estate until he (my son) shall be of age

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WILLS. I AM my will is that neither of my sons Henry  
John Rowzy or Valentine Peyton be possessed of any part of my  
Estate until they severally arrive at the age of twenty, one year.  
I AM my will & desire is, that my loving wife Elizabeth as  
long as she continues my widow shall have the profits of the  
Estate of my son Henry, John Rowzy & Valentine Peyton to  
support herself my said son with this restriction that they  
may be maintained & supported in such manner that their  
Estate be not brought in debt & that the complete be left added  
to their Estate. Also my will & meaning is, that if my wife Eliza-  
beth marry, she is hereby deprived of all right of Dower, and that  
at her marriage she shall deliver up every part & parcel of the part  
of my said son, Henry John Rowzy & Valentine Peyton, and she  
shall be answerable for any detractions or encroachments by  
her made, & shall have neither art nor part in the management  
of said Estate after her marriage. But if my wife Elizabeth will  
not abide by this will, & will have her third, my will & desire is, that  
her third part be taken out of my son John Rowzy & Valentine  
Peyton's part of my Estate. Also my will is, that the share which  
she may have in her third, shall at her death be divided equally  
between my sons John Rowzy & Valentine Peyton. I AM my will &  
desire is, that my son John Rowzy & Valentine Peyton be educated  
in the best manner this Country affordeth. I AM my will & desire  
is that my new Dwelling house on the plantation whereon I now live  
be built in the best manner possible.

notably by this will, & will have her thirds. My will & desire is, that  
her third part be taken out of my son John Rowze & Valentine  
Payton's part of my Estate. Also my will is, that the share which  
she may have in her thirds, shall (at her death) be divided Equally  
betwixt my sons John Rowze & Valentine Payton. **Item** my will &  
desire is, that my sons John Rowze & Valentine Payton be educated  
in the best manner this Country affords. **Item** my will & desire  
is that my now dwelling house on the plantation whereon I now live  
be finished. Also that the house on my lot in Alexandria be finished.  
The lot repaired & a house twenty by sixteen built for a stable, and  
a smaller house for a wash house or other uses. Also that my mill be  
rebuilt for the use of my Estate until my son Rowze Payton shall  
arrive to the age of twenty one years. **Item** that notwithstanding  
being against Legats or giving security. My desire is that my Exors  
give sufficient security for the due execution of this will; And where  
as the Law makes inhibition, that the heir at Law shall be summoned  
if therefore the heir at Law should contest this will & remove my  
maison & plantation my will & desire is, that upon such removal  
the heir at Law shall give up all the Land that I have hereby conveyed  
to him which shall be added to my son John Rowze Payton & Valentine  
Payton. **Item** I nominate & appoint my Loving wife Elizabeth my  
son & daughter Payton my son John Rowze Payton & my son  
Valentine Payton &c &c. of this my last will & testament  
hereby revoking & annulling all former wills by me made  
declaring this only to be my last **In witness whereof**

Signed sealed & published to be  
the last will & Testament of John  
Payton, before us.

At about 12 o'clock for Stafford County 11<sup>th</sup> June 1760

Test Henry Tyler 60c

In the name of GOD amen I John Rogers of the County of  
Stafford being sick & weak of body but of perfect memory and  
understanding DO make & Ordain this my last will & Testament  
in manner & form following. I GIVE & bequeath to my son  
Frederick Rogers Two Shillings & Six pence Sterb. I Also I give &  
bequeath to my Daughter Mary Colclough two Shillings and  
Six pence Sterb. to be paid to her at the death of my wife Elizabeth Rogers.