

John Goodwin

James Goodwin

At a Court held for York County the 19th December 1757.
This Will was proved according to Law by the Oaths of John
Goodwin and James Goodwin the Witnesses thereto sworn to
by Elizabeth Goodwin the Executrix therein named and
Ordered to be recorded And on the Motion of the said Executrix
who together with Thomas Chisman and William Inge Jun^r her
Securities entered into and acknowledged Bond as the Law
directs Certificate was granted her for obtaining a Probate
thereof in due form.

Exam^d

Seate Tho. Overard C^l K^{nt}

Armistead
Will -

In the Name of God Amen I Ellyson Armistead of the
Parish of Yorkhampton in the County of York Gentleman being in good
health and of sound and disposing mind and memory thanks be to
Almighty God for the same do make this my last Will and Testament
in manner and form following In presence I recommend my Soul into

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the hands of Almighty God my Maker hoping through the merits of my
blessed Saviour Jesus Christ to receive full Pardon and forgiveness of all
my sins and my body I commit to the Earth to be decently buried at the
discretion of my Executors hereafter named and as to my worldly Estate
after my Just Debts are paid I dispose of the same as followeth.

Item I Give and bequeath unto my Son Robert Booth Armistead
my Negro Man called Caesar and my Negro Girl called Daphne and her
future increase to him and his Heirs forever I also give to my said Son
a seventh part of all the Stock on the Plantation where I now live.

Item I Give and bequeath to my Son James Bray Armistead my Negro
Woman called and known by the Name of West Court Hannah with her
present and future Increase to him and his Heirs forever.

Item I Give and Devise to my Son Elthson Armistead the Land which
I purchased of William Clarke and Hugh Miller called the Level lying in
Martin's Brandon Parish in Prince George County and the Heirs Male
of his Body lawfully begotten and for want of such to my Son Charles
Armistead and the Heirs Male of his Body lawfully begotten and for want of
such I devise the said Land to my Executors and their Heirs forever to be
by them sold for the best price that may be had and it is my Will that the
Money arising from such Sale be equally divided amongst my Sons James

Bray Armistead and Charles Armistead and my Daughters Frances
Anderson Armistead Jane Armistead and Elizabeth Armistead.

Item I Give to my said Son Ellyson Armistead all the Stock of Cattle
Horses Sheep and Hogs and also the Personal Estate Negroes excepted
being upon or belonging to the aforesaid Land or the Land which I hold
in the said County in right of my Wife and all the Negroes upon or
belonging to the said Land except my Negro man Pompey I give in the
following manner to wit one half to my Son Ellyson and his Heirs forever
and the other half to be equally divided amongst all my Children except my
Sons Robert James and Ellyson but it is my Will and desire that my
beloved Wife Jane Armistead have the Use of all the said Negroes except
Pompey during her Life and also that she have the Use of the above mentioned
Lands Stock and Personal Estate until my Son Ellyson shall attain the
Age of twenty one Years or be married for the better support of herself and
my Children provided she continues my Widow so long she not making
any Waste but in case she should marry in the mean time then the
Use hereby given her to cease and be utterly void.

Item I lend unto my said Wife the Use of my Mulatto Wench called

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Philadelphia during her Widowhood and upon her Marriage or Death
I give the said Mulatto Wench to my Son Robert forever

Itern I lend unto my said Wife my Mulatto Girl called Lucy during
her Widowhood and in case she should marry or upon her death then the
said Girl is to fall into the residue of my Estate and be accounted as
part thereof I also give to my said Wife my riding Horse Chair and
Chair Horse forever I also give to my Son Robert my Watch and to
my Son Ellyson my Silver hilted Sword and Cane And whatever new
Goods may be in my House or sent for to England I desire may not
be appraised but that they may be for the Use of my family

Itern I give devise and bequeath all the rest residue and remainder
of my Estate of what kind soever including my Negroman Pompey
now in Prince George to be equally divided amongst all my
Children except my Sons Robert and Ellyson and if any of my said
Children should die before they attain the Age of twenty one years
or Marriage with the Consent of my Executors or one of them
hereafter named then the part of such Child or Children so dying
I give to be equally amongst my surviving Children except my
Sons Robert Booth and Ellyson as aforesaid and further it is my Will

son Robert Woot and Ellyson Armistead and further it is my Will
that if any of my Children should marry before they arrive to
lawful Age without the Consent of my Executors hereafter named or
one of them that then the part of the Child so marrying shall pass
to my other Children and be equally divided amongst them in the
same manner as if such Child was naturally dead.

Item It is my Will and desire that all my Estate be kept together
as it now stands for the support of my Wife and Education and
Maintenance of my Children until my said Children shall arrive to
the Age of twenty one years or be married as aforesaid and that when
any of my ^{said} Children shall arrive to lawful Age or be married as aforesaid
then the part of such Child shall be paid and allotted to him or her and
the rest of my Estate kept together for the use of my Wife and other
Children as aforesaid and that in case my Wife should marry again
her support out of my Estate shall cease and she shall take what is
given her by this Will and what is provided for her by our Marriage
Agreement and it is my Will that so long as she remains my Widow
she shall have one third of my House Outhouses and Plantation whereon
I now live over and above what I have before devised to her and what
is provided for her by the said Marriage Settlement.

Lastly I do constitute my loving wife and my good friends Col^d. Lewis
 Burnwell of James City County and Robert Carter Nicholas of York County
 Executors of this my last Will and Testament and Guardians to my Children
 hereby revoking all former Wills and I desire the said Lewis Burnwell and
 Robert Carter Nicholas ^{may have power} to satisfy themselves out of the Profits of my
 Estate what they shall think just and necessary for their troubles & expences
 in the execution of this my Will In Witnes whereof I have hereunto
 set my hand and affixed my Seal this sixteenth day of May 1757 in the
 Thirtieth Year of the Reign of our Sovereign Lord King George the second
 Signed Sealed & Published and
 Declared by the Testator as and for
 his last Will & Testament in our
 Presence who Witnessed the same
 at his request and in his Presence

John Brown

John Ferguson

Edm^d Ferguson

Ellyson Armistead (L.S.)

I Desire that my Son James Bray Armistead may be provided with Cloaths
 at the Expence of my Estate during his Apprenticeship with John Brown of
 the City of Williamsburgh

John Brown

John Ferguson

Ellyson Armistead (L.S.)

Colin Ferguson

Whereas I have given to my two Sons Robert Booth Armistead & James -
Bray Armistead several Legacies my Will and meaning is that my said two
Sons shall have the ^{said} Legacies upon this Condition that they shall never Claim
or sue for any hire for the Slaves that they or either of them might have
obtained before my death and the Son so demanding or suing shall be utterly
barred from any benefit arising from the Legacies given them by my Will
and the same shall go into my Estate and be divided between my other
Children In Witness whereof I have set my hand and Seal to this
Codicil this fifteenth day of July 1757.

Test

Jacob Bruce

Ellyson Armistead (L.S.)

Rebecca Vest

At a Court held for York County the 19th day of December 1757.
This Will was proved according to Law by the Oaths of John Brown & Colin
Ferguson Witnesses thereto and the Codicil thereunder written was also
proved by the Oath of Rebecca Vest a Witness thereto and the said Will and
Codicil were sworn to by Lewis Burroell Gent one of the Executors and
Ordered to be recorded and on the Motion of the said Executor who together
with John Randol his Security, entered into and Acknowledged Bond as the

Law direct Certificate was granted him for obtaining a Probate in
due form Liberty being reserved to the other Executors named in
the said Will to join in the Probate when they shall think fit.

Exam^d

Teste

Tho: Everard Cl. Cin^t

Sclater } Dr^r Mrs Sarah Sclater Widow of Mr Wm Sheldon Sclater dec^d
Assign^d of }
Dower in Mass } Go the following Slaves Assigned her viz^t
1757 Dec^r 24th

Paul	25
Malachi	50
Peter	30
Sam Barber	50
Dan	40
Fish Neck Moll	25
Betty	30
Cate	20
Ballow	20
Sam	15
Rachel	22 10