

- Item 1st I will & give unto my son William Heath a certain negro by name Maria estimated at four hundred and fifty dollars which she has already in possession
- Item 2nd I will and bequeath unto my son Epaphras Heath a certain negro by name Susan estimated at four hundred and fifty dollars which she has already in his possession
- Item 3rd I will & give unto my son Thomas T. Heath a certain negro by name Esther estimated at four hundred and fifty dollars which he has already in his possession
- Item 4th I will & give unto my son George Heath a certain negro by name Sarah estimated at four hundred and fifty dollars which he has already in his possession
- Item 5th I will & give unto my son Epaphras Heath a certain negro by name Susan estimated at four hundred and fifty dollars
- Item 6th I will & give unto my son William Heath four hundred dollars which I have already paid him
- Item 7th I will & give unto my son Henry Heath a certain negro by name Dorothy estimated at four hundred dollars which he has already in his possession
- Item 8th I will & give unto my son John Heath a certain negro by name Ruth estimated at four hundred and twenty five dollars which he has already in his possession

Item 1st I will & give unto my daughter Mary Heath a certain negro by name Maria estimated at three hundred and fifty dollars which she has already in possession

Item 1st I will and bequeath unto my daughter Anne Heath a certain negro by name Susan estimated at four hundred dollars which she has already in possession and a sum of trust

Item 1st I will and bequeath unto my son Epaphras Heath in trust for my daughter Sarah Jane Tamm a certain negro by name Ainsley estimated at three hundred dollars which said negro yet to be increased it is my will that she equally and jointly between her husband John Tamm & the balance of my Legatee of the said Sarah Jane Tamm should be without issue

Item 1st I will & bequeath unto my daughter Miss Mary Heath in trust for my son daughter Susan Tamm & Adeline Heath two certain negroes to be paid out of my estate to them whenever they are of age or married which said negroes & their increase it is my will should revert to my estate again if they the said Susan Tamm & Adeline die without issue the said negroes to be estimated at four hundred & fifty dollars apiece

Item 1st It is my will and desire that my executor pay over to my legatee mentioned in the foregoing clause so much money as will pay the said of three hundred and fifty dollars made in my power or so soon as it can be made after paying my just debts & support of my family

Item 1st I will and bequeath unto beloved wife Mary Heath during her natural life the following named negroes & their increase (with the exception of the two which are to be paid my daughter Susan & Adeline which are included in this item) Dick, Lory, Sam, Camous, Sarah, Isabella, Rebecca, Zena, Joseph, Leah, Carter, Mary together with my plantation whereon I now live

with all my stock of Horses, Cattle, Hogs &c. on
Hatch's side to plantation told with all my household
furniture

Item it is my will & desire that after the death of
my beloved wife that my estate which may be left to
her shall be equally divided between my said daughters
Susan and Frances and that portion of it which may
be going to Emily, Sidney, Lucille and Leguath to my son
George Heath in trust for my said daughter Emily Allen
and the heirs of her body which may be of the female
sex and that portion of it which may be going to Harriet
Rebecca Phoebe Lucille and Leguath to my son Epiphany
Heath in trust for my said daughter Harriet Rebecca
and the heirs of her body & if the said Harriet Rebecca
dies without issue then the same to be equally divided
among the wives of my daughters under the same re-
strictions as I have set forth in the 13th item of this
instrument and that portion of it which may be go-
ing to Sarah Jane Turner to be under the same restric-
tion as the said 12th item of this instrument, and that
portion of it which may be going to Susan Frances &
Addie I will & bequeath to my son Epiphany Heath
in trust for the said Susan Frances & Addie under
the like restrictions as are set forth in the 13th item of
this instrument

I hereby nominate certain executors and appoint my
beloved friend William L Davis and my beloved wife
Mary Heath Executors and Executrix of this my last
will and testament hereby appointing and setting aside
all others wills & testaments by me heretofore made
I do verily swear I have hereunto set my hand and seal
this 5th day of February 1845

Witness my hand and seal this 5th day of February 1845
A.M. Evans
Francis M. Davis
Lucille Heath

Witness

Francis M. Davis, Personally examined upon Oath August 1845
Francis M. Davis and Francis M. Davis who
being duly sworn depose & testify that they saw William Heath
sign and publish and declare the within instrument to be
and contain his last will & testament and that he was of sound
disposing mind & memory at the time of signing the same that he
expressed the same freely without any compulsion so far as we
know and that we signed the same as witnesses on the pre-
sence of each other & at the request of the testator

Given to & subscribed in open

A.M. Evans

Witness this 7th day of July 1845

Francis M. Davis

W. L. Davis &c

Francis M. Davis

Recorded July 16th 1845

W. L. Davis &c