

51) When collected among my children after deducting what each has got, and is to receive out of the aforementioned Note to wit to Henry J. Rebecca Nancy Elizabeth & Mary Share and Share alike
I wish it expressly understood that my son Henry is to have the portion of Land conveyed to him for ever and take Possession at any time over and above his Share of the personal Estate. In Witness whereof I hereunto set my hand and affix my Seal this 19th day of September A.D. 1838.

Signed and sealed in presence

Wm A. Lash
Thos B. Lash

his
Henry C. Waller Esq
Mark

Codicil to

the foregoing Will made and concluded this 14th day of October A.D. 1838. It is my desire that all the grain which may be on hand as well as the grain which may be growing at the time of my death and all my House hold and Kitchen furniture to be at the disposal of my Wife until her death and after death to be equally divided divided among my four daughters excepting One bed and furniture to each of my sons, and I further give my riding saddle to my son John

In testimony whereof I have hereunto set my hand & seal the day above Written
Test Thos B. Lash
Wm A. Lash

his
Henry C. Waller Esq
Mark

Stokes County December Term 1839 The Execution of the foregoing copy of the Last will & Codicil of Henry Waller die of which the foregoing is a true copy was duly proven in open Court by the oaths of William A. Lash & Thomas B. Lash & ordered to be recorded

Ed. Golding Clerk

I Thomas Clark of the County of Allegheny do hereby make my last will and testament in manner and form following: That is to say, First I give to my son John W. Clark one dollar having heretofore advanced him all which I have advanced for him
Secondly all my estate, real & personal, I desire may be divided among my Children William Miller, Frances and Elizabeth with the conditions attached to the portion of Elizabeth that my executors hereinafter named are to receive in their hands out of the portion allotted to my daughter Elizabeth the sum of five hundred dollars which I desire them to add to the portions of my other Children, except John W. Clark. Thirdly the portion hereby bequeathed for the benefit of my daughter Elizabeth I desire my executors to retain in their own hands and thereby constitute and appoint them Trustees authorizing and requiring them, as such, to hold said portions, and to distribute and advance the same to my daughter & the profits of the land, as to them shall seem best calculated to minister their wants & comforts & at her death to distribute the said fund among her Children as the said Trustees, or the survivor of them, shall deem best I hereby further empower said Trustees, or the survivor of them at any time when they shall judge it expedient to sell any part of the portion of my estate hereby placed in their hands for the benefit of my daughter Elizabeth and make advancements to my said daughter, and her Children whether of principal, or interest or profits, as they the said Trustees may think proper.
Fourthly, whereas I am security for Dr. Thomas W. Clarke the husband of my said daughter Elizabeth for the hire of certain negroes for the current year to wit William Clark and James Michie my son in law now I should I have to pay the said sum or sums for which I am security as aforesaid, then, at my death I desire my executors to take from the said portion hereby bequeathed for the benefit of my said daughter Elizabeth, so much a codicil make up the sums together with all interest thereon, which may be required to pay as aforesaid and to add said sum to the portions allotted to Miller William and Frances and should the said William Clark and James Michie or either of them be required to pay the said sums for which they stand as security for the said Dr. Thomas W. Clarke then I desire my executors, out of said fund bequeathed for my daughter benefit to repay to the said William Clark and James Michie whatever sum they or either of them shall have had to pay, as security as aforesaid, together with the interest thereon

53 *Witness* - I hereby confirm all advancements made to my children, and desire no account to be taken thereof and lastly I do hereby constitute and appoint my sons Willis D. and William Barth executors of this my last will and testament hereby revoking all other former wills or testaments by me heretofore made

In witness whereof I hereunto set my hand & affixed my seal this first day of December 1839

Signed, sealed, published and declared
as for the last will and testament
of the above named Thomas Barth
in presence of us our subscribing our
names in his presence and at
his request.

W. Barth & Co.

F. B. Dyer

Rob. Dyer

W. W. Tompkins

at a Court held for Albemarle County the 3^d Nov. 1839

The Instrument of writing purporting to be the last will & testament of Thomas Barth deceased was this day now produced into Court and proved by the Oaths of F. B. Dyer & W. W. Tompkins two of the subscribing witnesses there to was thereupon ordered to be recorded

Teste Ira Garrett Clerk

State of Virginia

Albemarle County to wit

I Ira Garrett Clerk of said County Court, do hereby certify that the foregoing is a true transcript from the records of the said Court

In testimony whereof I hereunto set my hand and annex the seal of said Court this 19th day of November 1839

Ira Garrett Clerk

State of Virginia

Albemarle County to wit

I William D. Minnethur the providing Magistrate acting in and for said County do hereby certify that Gratamie whose name is affixed to the above certificate is and was at the date thereof Clerk of the County Court of said County, and duly appointed and qualified as such, and that his certificate is in due form of law. Given under my hand & seal this 28th day of November 1839.

W. D. Minnethur Clerk

at a Court held for Albemarle County on the 3^d day of November 1839.

On the Motion of William and Willis Barth executors named in the last will and testament of Thomas Barth deceased, after testimony as granted them on the estate of said deceased upon their giving bond & security as the Law directs, Whereupon they entered into & acknowledged a bond in the penalty of \$30,000 with James McKies their security conditioned as the Law directs & qualified accordingly

State of Virginia

Albemarle County to wit

I Ira Garrett Clerk of said County Court do hereby certify that the foregoing is a true transcript from the records of said Court

In testimony whereof I have hereunto subscribed my name & affixed the seal of said Court this 11th day of November 1839.

Ira Garrett Clerk

State of Virginia

Albemarle County to wit

I William D. Minnethur the providing Magistrate acting in and for said County do hereby certify that Ira Garrett whose name is affixed to the above certificate is and was at the date thereof Clerk of the County Court of said County, duly appointed & qualified as such and that his certificate is in due form of law. Given under my hand and seal this 28th day of November 1839

W. D. Minnethur Clerk

A copy of the Last Will & Testament of Thomas Earle of Albemarle County Va together with a probate of the same of which the foregoing is a true copy was produced in open Court & from the clerk's certificate it was ordered by the Court that the same be permitted to be recorded which is accordingly done
R. G. Long Clerk

In the Name of God Amen I Bryson Edwinton being of sound mind and memory but now in bodily strength do ordain this my last Will and Testament as follows to wit I will and bequeath to my beloved wife all & singular my private and personal property to dispose of as she thinks proper I further will and bequeath to my son William Twenty Six Acres of land to maintain my Widow further will and bequeath that if there is any remainder after satisfying my son William for maintaining my Widow and defraying of our funeral expenses that I be equally divided between my son William my son Robert my Daughter Anna Fawcett and my Grand Daughter Helen a Law I further ordain and appoint my son William my son Robert and my son in law Daniel Fay Executors to this my last will & Testament signed with my hand and seal July 18th 1837 In the presence of
Jed. Edger. Harp
John Blackburn Jurat
Bryson Edwinton
Wm. Blackburn Jurat

Stokes County March Term 1840

The Execution of the last will & Testament of Bryson Blackburn was duly proven in open Court by the oath of John Blackburn, of which the foregoing is a true copy & ordered to be recorded

R. G. Long C. C. C.

In the Name of God Amen I Horatio Hamlin of the County of Stokes and State of North Carolina being of perfect mind and memory thanks be to God for the same calling to mind the mortality of my body and knowing that it is appointed for all men to die do make this my last Will and Testament first & principally recommend my soul into the hands of Almighty God that give it & my body to the Earth to be buried in a decent & Christian manner nothing doubting but I shall receive the same by the might power of God and as touching such worldly Estate wherewith it has pleased God to bless me with in this life I give and dispose of in the following manner and form
First I give and bequeath unto my beloved Daughter Mary Holland wife of John Holland of Adams the Plantation on which she now lives lying on the middle fork of the Roanoke River adjoining the lands of Widow Putney George Kege and others containing Two Hundred and fifty Acres more or less lying to her the said Mary Holland and her heirs forever I also give unto my said Daughter Mary Holland & her heirs my negro man Abner & Two Hundred and fifty Dollars to be paid to her out of the money that arises from the sale of my personal property I also give unto & bequeath unto my beloved Daughter Sarah Fisher wife of George Fisher a Tract of Land on Muddy Creek formerly owned by Michael Miller deceased adjoining the lands of Valentine Miller and others containing One Hundred & Two Acres more or less & another tract of Ninety six Acres more or less lying on Sparks Creek the lands of adjoining Christians being John Spaulding John Fisher & others to have & to hold the said Two Tracts to her & her heirs forever these tracts one both in the County of Davidson & State of North Carolina I also give unto my beloved Daughter Sarah Fisher my negro Boy Bill & my negro Woman Anna & their infant child Caroline and all their increase all of which is to belong to the said Sarah Fisher & her heirs forever I also give unto my beloved Daughter Elizabeth Vogler wife of Phelps Vogler my negro Boy Lewis my negro Girl Malinda which Two Negro with their increase (if any) it is my will they shall belong to my three Grand Children Dandy Hobbs & Lucy P. a grand child of my said Daughter Elizabeth Vogler & her former husband at the death of their mother but the said Elizabeth Vogler is to enjoy the use of said Negro during her natural life and after her death to belong to my three Grand Children aforesaid which three Grand Children will share