

Harrison  
Land Dec  
Will R

In the name of God amos. I Samuel Harrison son of the County of Staunton and State of Virginia, now being in my Day of Affection, but of sound mind and disposing memory thank God for the same and wishing to dispose of my worldly Estate which it has pleased God to bless me with, do make and ordain this my last will and testament.

Item 1<sup>st</sup> My will and desire is that all the Pushable part of my Estate shall be immediately sold at a reasonable Credit and the monies arising therefrom to pay all my Just debts and should that be insufficient to pay all my Just debts then it shall left with my Executors hereafter to be named to see such other portion of my Estate to pay the balance of my Just debts, that they may think most advisable after all just debts and funeral expences is paid off I dispose of the balance of my Estate in the manner and form following.

Item 2<sup>nd</sup> I give and bequeath unto the Lawful begotten heirs of my son Robert Harrison by his wife Elizabeth one certain tract or parcel of Land containing three hundred and Eighty acres lying on the waters of Runnet Bay in said County to the same more or less, also one seventh part of my negroes to them and to their Heirs But all the above named property to remain in the hands of my said son Robert Harrison, to use for raising his family or to divide it amongst his Children at any time he may think proper, or should he die then descending with him in his death Or when the division shall take place, but neither lands nor negroes herein given to my son Robert's Children to be in no way used for any debts my said son has contracted or may hereafter contract but solely for use of his Children.

Item 3<sup>rd</sup> I give unto my son Peter Harrison and my son in Law Marshall Harrison all my Lands lying in Nicholas County in said County to be Equally divided unto them and to their heirs forever.

Item 4<sup>th</sup> I give unto my son Peter Harrison one seventh part of all my negroes to him and to his heirs forever.

Item 5<sup>th</sup> I give unto my son in Law Marshall Harrison one seventh part of my negroes unto him the said Marshall Harrison & to his heirs forever.

Item the 6<sup>th</sup> I give to my son Samuel Harrison one certain tract or parcel of Land lying in said County beginning at a red oak on my line & running in direction of my Crop fence to Callaway line thence with said Callaway's line to my son Samuels acres line to the Corner white oak thence and East to a gum, then with my line to the beginning, also one other tract of Land in this County in pine Creek containing by survey two hundred and ninety eight acres be the same more or less also one seventh part of my negroes to him and his heirs forever, both land and negroes.

Item 7<sup>th</sup> I give unto my son in Law Job Early who married my Daughter Ruth, two tracts of land in said County lying in

waters of Nicholas Creek known by the name of the hay lands containing three hundred & forty five acres both tracts to the same more or less also one seventh part of my negroes unto him and to his heirs forever.

Item 8<sup>th</sup> I give unto my Daughter Saticia Hairston all my tract of land whereon I now live not otherwise disposed of also a set of tables and beds twelve new Chairs to go with all the furniture in her room I also give her one seventh part of all my negroes, over & above those named in my memorandum unto her & to her heirs forever.

Item 9<sup>th</sup> I give unto my grand son Samuel H Callaway son of John Callaway who married my Daughter Mary Hairston one tract of land lying in the mountains known by the name of the Asow land containing one hundred and forty eight acres to the same more or less also one fourteenth part of my negroes unto him & to his heirs forever.

Item 10 I also from the misconduct of Mary Callaway her harsh and ill treatment to me has caused me to cut her off by giving her five shillings who is the Daughter of John and Mary Callaway and sister to the above S H Callaway the other fourteenth part not bequeathed to be Equally divided between all the legatees before named.

I Item 11<sup>th</sup> I do hereby constitute & appoint my three sons Robert Hairston, Peter Hairston Saml. Hairston and my son in Law Job Early, Executors to this my Will and Testament making void all other wills heretofore by me written. I also further desire that my Executors shall not be called on to give security for their true performance believing they will do Justice to all.

I request further that my executor lay off one acre of land & enclosed for a burying ground for my family at the present grave yard that no one legatee shall lay claim to but for the use of all. as Witness whereof I have hereunto set my hand and affixed my seal this the seventh day of November one thousand eight hundred and thirty four

Signed sealed and acknowledged  
In the presence of

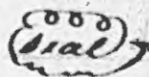
Saml. Hairston

J. P. Howell  
James S. Whittington  
Jesse<sup>the</sup> Millikin  
Richard M. Taliaferro

A Codicil to this my last Will and Testament Witnesseth that in case my son Robert should move from this Country that the land given his Children in the body of my Will I hereby authorize my Executors to sell said land and lay out the proceeds thereof for the benefit of his Children, as expressed in its true meaning in the body of my Will also any property real or personal not mentioned in the body of my Will shall be sold by my Executors & the proceeds thereof to be Equally divided

amongst the distributees named in my will except two lots which I have in the Town of Mount Pleasant in Franklin County I give and bequeath them to my son Samuel Hairston & to his heirs forever as witness my hand and seal this the 5<sup>th</sup> day of  
 October 1834

Witness  
 J. P. Howell  
 James V. Whittington  
 Richard M. Taliaferro

Samuel Hairston. 

And

This is to certify that for a length of time back that that I gave to my Daughter Matitia Hairston the following property Charney negro woman Sucky, Shober, Johnson, Davy, Curry, Jack, Moriah. For Cow a good horse Bridle and saddle &c. 3 Feather Beds and furniture & Twelve head of good Cattle on and about what is allowed herein my will to take possession of at my death.

Given under my hand this fourth day of November 1834.

Teste

Henry J. Callaway  
 John Capell  
 J. P. Howell  
 James V. Whittington  
 Richard M. Taliaferro

Samuel Hairston Senr.

At a Court held for Franklin County at the Courthouse the 5<sup>th</sup> day of January 1835

This last Will and Testament of Samuel Hairston Senr. deceased, together with the Codicil heretofore was produced in Court and proved by the oaths of James P. Howell and Richard M. Taliaferro two of the subscribing Witnesses hereto, and ordered to be recorded. And on motion of Samuel Hairston Jr. and Job Early two of the Executors therein named who made oath and gave bond (the testator desiring <sup>that</sup> no security should be required) in the penalty of twenty thousand Dollars Conditioned according to Law Certificate is granted them for obtaining a probat thereof in due form liberty being reserved to the other Executor in said will named, to join in the probat when they think fit

Teste. Caleb Tate. c. f. c.