

## \*WILL OF LEWIS FRANKLIN\*

-HENRY COUNTY, VA.-

WILL BOOK #4 PAGE 429

I, LEWIS FRANKLIN, OF HENRY COUNTY AND STATE OF VIRGINIA BEING OLD AND INFIRM THOUGH OF SOUND MIND AND DISPOSING MEMORY, AND HAVING BEEN BLESSED WITH A SMALL PORTION OF THIS WORLD'S GOODS AND BEING DESIROUS OF DISPOSING OF THE SAME, DO MAKE THIS MY LAST WILL AND TESTAMENT IN MANNER AND FORM FOLLOWING (THAT IS TOSAY): FIRST, I DESIRE THAT IMMEDIATELY AFTER MY DECEASE THAT THE PERISHABLE PART OF MY ESTATE BE SOLD AND OUT OF THE MONEYS ARISING THEREFROM ALL OF MY JUST DEBTS, IF ANY, AND FUNERAL EXPENSES BE PAID OR SO MUCH OF THE PERISHABLE PART OF MY ESTATE AS WILL SATISFY MY JUST DEBTS AND FUNERAL EXPENSES. SECONDLY, I DESIRE THAT THE BALANCE OF MY ESTATE BOTH REAL AND PERSONAL BE MY BELOVED WIFE'S FOR AND DURING HER NATURAL LIFE AND FOR THE SUPPORT OF MY FAMILY NOW LIVING WITH ME, AND AFTER HER DEATH TO MY CHILDREN AS FOLLOWS:

I GIVE TO MY DAUGHTER POLLY FRANKLIN ONE NEGRO GIRL NAMED BETS AS A SPECIAL GIFT FOR HER KINDNESS TO ME AND MY WIFE IN TAKING CARE OF US IN OUR OLD AGE. ALSO ONE HORSE, ONE COW & CALF, AND ONE FEATHER BED AND FURNITURE.

I GIVE TO MY DAUGHTER MILLEY FRANKLIN ONE NEGRO GIRL NAMED DOLLY AS A SPECIAL GIFT FOR HER KINDNESS TO ME AND MY WIFE IN TAKING CARE OF US IN OUR OLD AGE. ALSO ONE HORSE, ONE COW & CALF, AND ONE FEATHER BED AND FURNITURE.

I GIVE TO MY DAUGHTER NANCY AND THE HEIRS OF HER BODY ONE HORSE AND COW & CALF AS A SPECIAL GIFT.- I DESIRE THAT MY TWO DAUGHTERS POLLY AND MILLEY SHALL HAVE MY LAND DURING THEIR NATURAL LIFE AND THAT MY DAUGHTER NANCY IS TO HAVE A HOME IN IT AS LONG AS SHE WILL OCCUPY IT. ALSO, HER CHILDREN TO BE RAISED FROM THE PROCEEDS OF MY ESTATE TILL THEY BECOME OF AGE. I ALSO DESIRE THAT THEY SHALL HAVE ALL THE CROP THAT MAY BE ON THE PLANTATION AT MY DEATH AND THE DEATH OF MY WIFE WITH ALL THE PLANTATION TOOLS AND KITCHEN FURNITURE. I DESIRE THAT AFTER THE DEATH OF MY WIFE IF SHE IS THE LONGEST LIVE; IF NOT, AFTER MY DEATH THAT ALL OF THE REMAINING PART OF MY ESTATE NOT DEVISED SHALL BE EQUALLY DIVIDED BETWEEN ALL OF MY CHILDREN- BETTY \*TO CHOOSE WHO SHE WILL LIVE WITH OF MY FAMILY. LASTLY, I DO HEREBY CONSTITUTE AND APPOINT MY FRIENDS JOHN T. WOOTTAN AND WM. A. TAYLOR MY EXECUTORS TO THIS MY LAST WILL AND TESTAMENT HEREBY REVOKING ALL OTHER FORMER WILLS HERETOFORE MADE BY ME.

IN WITNESS WHEREOF I HEREUNTO SET MY HAND AND SEAL THIS THE THIRTEENTH DAY OF AUGUST ONE THOUSAND EIGHT HUNDRED AND FORTY-ONE. SIGNED AND SEALED IN THE PRESENCE OF US:

RICHARD WELLS; JOHN H. TRAYLOR, JR; JOHN P.H. TAYLOR.

LEWIS FRANKLIN

MEMORANDUM MADE THIS THE 20TH. DAY OF MARCH 1842: WHEREAS BY MY LAST WILL & TESTAMENT MADE THE 13TH. DAY OF AUGUST 1841, I HAVE BEQUETHED TO MY DAUGHTERS POLLY, MILLY, & NANCY CERTAIN PROPERTY & IN ADDITION TO THE BEQUESTS WERE MADE, I NOW DEVISE TO THEM JOINTLY FOR & DURING THEIR NATURAL LIVES ONE NEGRO MAN NAMED JONATHAN, & IN CASE OF THE DEATH OF EITHER OF THEM THEN TO THE SURVIVORS OR SUR-

\*BETTY WAS AN ELDERLY SERVANT.

"PAGE 2 OF WILL OF LEWIS FRANKLIN"  
HENRY COUNTY, VIRGINIA

SURVIVOR & AT THE DEATH OF ALL THEN I DEVISE THE SAID NEGRO MAN JONATHAN TO BE SOLD & THE MONEY ARISING FROM SUCH SALE TO BE EQUALLY DIVIDED AMONG THE REST OF MY CHILDREN. THIS CODICIL MADE & ADDED TO MY LAST WILL AND TESTAMENT THIS DAY AND YEAR FIRST ABOVE WRITTEN.  
LEWIS FRANKLIN

ACKNOWLEDGED IN PRESENTS OF US:  
S.P. STOVALL  
D. CAMPBELL  
JOHN SALMON

AT A COURT HELD FOR HENRY COUNTY 11 APRIL 1842.  
THE FOREGOING LAST WILL AND TESTAMENT OF LEWIS FRANKLIN WAS PRODUCED IN COURT & PROVEN BY THE OATHS OF THE SUBSCRIBING WITNESSES AND ORDERED TO BE RECORDED AND AFTERWARDS TO WIT AT A COURT HELD FOR SAID COUNTY 9TH. MAY 1842, JOHN T. WOOTTAN, ONE OF THE EXECUTORS NAMED IN THE SAID WILL CAME INTO COURT AND RENOUNCED HIS RIGHT TO QUALIFY AS SUCH, WHEREUPON WILLIAM A. TAYLOR THE OTHER EXECUTOR QUALIFIED AS SUCH AND WITH JOHN T. WOOTTAN AND HENRY G. MULLINS HIS SURETIES ENTER. INTO AND ACKNOWLEDGED A BOND IN THE PENALTY OF \$8,000. CONDITIONED ACCORDING TO LAW.

TESTE: ANTHONY M. DUPUY CK.

LEWIS FRANKLIN DIED 20 MARCH 1842.

AN INVENTORY AND APPRAISEMENT OF THE ESTATE OF LEWIS FRANKLIN,  
DECD. TAKEN ON THE 20TH. DAY OF MAY, 1842.

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HENRY COUNTY, VIRGINIA

6 COWS & 7 CALVES & YEARLINGS ARE APPRAISED TO----	\$70.00
4 OXEN	36.00
9 OLD SHEEP & 2 LAMBS	16.50
1 OX CART & LOG CHAIN	9.00
39 HEAD OF HOGS-LITTLE & BIGG	50.00
4 AXES \$2.; 6 HILLING HOES \$3.; 3 GRUBBING HOES \$1.50	6.00
1 LARGE MC COMMIE PLOW & 1 COULTER	4.00
3 SHOVEL PLOWS	4.50
3 P OF PLOW GEAR & 3 CLEVISES & 3 HORSE TREES	4.50
ONE SORREL MARE	35.00
ONE BAY HORSE	30.00
ONE SORREL HORSE	40.00
ONE + CUT SAW	1.50
4 BEE HIVES	7.00
1 L OF C	7.50
1 LOOM & GEAR	4.00
2 COTTON WHEELS & 2 PAIR CARDS	4.00
2 IRON WEDGES	.50
1 LOT OF WATER VESSELS	2.00
2 STONE JARRS	1.50
2 HOGSHEADS	1.00
1 SHOT GUN	5.00
1 BUREAU	6.00
1 CUPBOARD & CUPBOARD WARE & KNIVES & FORKS	10.00
6 CHAIRS & ONE SQUARE TABLE	5.00
1 DESK	1.00
5 BEDS & FURNITURE WITH THE BED STEADS	115.00
2 SCYTHES & CRADLES	2.00
1 PINE CHEST	.50
15 HEAD OF GEESE	5.00
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	\$482.50
ONE NEGRO MAN NAMED JONATHAN	\$325.00
ONE NEGRO WOMAN NAMED BETTY	100.00
ONE NEGROE ANN	450.00
ONE DO LETTY (do-ditto)	450.00
ONE GIRL NAMED PATSY	487.50
ONE BOY NAMED PETER	225.00
ONE GIRL NAMED DOLLY	200.00
ONE DO BETTS	200.00
ONE DO LUCY	150.00
ONE PHEBE	100.00
ONE BOY GEORGE BIRD	100.00
CASH IN HAND	8.00
	<hr/>
	\$3278.00

WE THE UNDERSIGNED DO CERTIFY THAT WE HAVE APPRAISED THE ESTATE  
OF LEWIS FRANKLIN AGREEABLE TO ORDER OF COURT MAY 1842

JOHN MORRIS, JOHN SALMON, WM. O. FONTAINE, JAS. D. SALMON

See pg. 67.

LEWIS FRANKLIN, DEC'D.  
ACCOUNT OF SALES; HENRY CO, VA.  
WILL BOOK #4; PAGES 437-438

A LIST OF THE SALES OF THE PROPERTY OF LEWIS FRANKLIN, DEC'D.  
IN THE COUNTY OF HENRY-THE 10TH. DAY OF NOV. 1842.

WM.O.FONTAINE

TO ONE COW, ONE BEDSTEAD OF FURNITURE & ONE CHEST--\$23.35

P.HENRY FONTAINE

TO ONE SMALL STEER-----\$2.50  
ONE YOKE OXEN 15.00  
4 SHEEP, 1ST.CHOICE 2.95  
4 DITTO, 2ND. DO 1.80  
ONE BEE STAND .43  
ONE LOOM 1.10  
\$23.78

JAMES WALLER

TO ONE BULL \$2.12 1/2; TO  
2 SYTHES; CRADLES 1.15 \$3.27 1/2

WILLIAM FRANKLIN (SON)

TO ONE YOKE OF OXEN-----\$12.25  
ONE OX CART 5.00  
TWO HOGSHEADS .05  
\$17.30

JOHN C.CAHILL

TO FIFTH CHAIN \$1.06;  
ONE SHOT GUN \$5.01 --- \$6.07

JOHN RYAN

TO ONE NO HORNED COW --- \$4.00

DAVID CAMPBELL

TO ONE RED HEIFFER---- \$3.65

NANCY REELY (daughter)

TO ONE COW & CALF----- \$5.26  
5 KILLING HOGS; 1ST.  
CHOICE 12.90  
5 DO; DO 2ND 7.00  
1 SOW; 5 SHOATS 2.55  
1 LOT SOWS & PIGS 11:05  
1 COTTON WHEEL 1.12 1/2  
1 CUPBOARD & ITS C 3.65  
6 SPLIT BOTTOM CHAIRS .50  
2 BEE HIVES 1.85

See pg. 97  
IREDELL J. WRAY (Relative to be in 1863)

TO ONE FEATHER BED & FURN-  
ITURE-----\$6.05  
ONE DESK .50  
\$6.55  
ONE BUREAU 5.01  
\$ 11.56

See pg. 70.  
JAMES D. SALMON (Relative)

TO 13 HEAD GEESE \$3.05

JOSEPH THOMASSON

TO RAW HIDE \$1.25

GEORGE WALLER

TO 1 CROSS CUT SAW \$2.10

J.S.BAKER

TO 1 BEE STAND --- .87 1/2  
1 DINING TABLE- .37 1/2  
\$1.25

JOHN P.H.TAYLOR

TO ONE COTTON WHEEL- .65

WILLIAM W.HILL

TO 1 FEATHER BED &  
FURNITURE----- \$11.20

WILLIAM P.BREWER

TO STONE PITCHER--- .34

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RECORDED MAY COURT 1843

TESTE: ANTHONY M.DUPUY CK.

## KNOWN FRANKLIN SLAVES ,HENRY COUNTY,VA.

Included with the hope that these names might aid someone in tracing their ancestry, and not with any pride in this historical aspect of the times.

BETTS

JONATHAN

DOLLY

JULIA ANN, born Nov. 15, 1854, dau. of DOLLY

LETTY

PATSY "PATTY", dau. of LETTY. Sold to James Rangely in 1844 for \$500.00 . Settlement of Lewis Franklin estate. J. Rangely was a neighbor.

GEORGE BIRD, son of LETTY.

JANE, dau. of LETTY.

SUSAN, dau of LETTY.

ANN &amp; CHILD, sold to Henry Hagood, 1844, neighbor.

PETER, sold to Henry Hagood, 1844.

LUCY &amp; CHILD, sold to WM. O. Fontaine, neighbor, 1844 for \$163.00.

PHOEBE

MARY

NANCY

ELVIRA

ELEANOR, born Nov. 25, 1854.

KEZIAH, born Oct, 1855.

Betty

ELIZABETH FRANKLIN (Free woman of color), died Nov. 8, 1865, age 85. *(Living on the place)*  
*b. c. 1780* She was listed on the 1840 census and was free at that time. Living on the Lewis Franklin place.

The Slave Schedule for Henry County, Virginia listed the following, July 18, 1860: Barton & Milly Franklin Pyrtle.

NO.	AGE	SEX	COLOR
1	75	F	Black
1	61	M	"
1	24	F	"
1	15	F	"
1	9	F	"
1	3	M	"
1	1	F	"

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The first blacks on the continent, 20 in number, were brought ashore and sold at the Jamestown Colony by the largely British crew of a Dutch privateer in 1619, one year before the arrival of the Mayflower at Plymouth, Mass. carrying 41 Puritan families.

\*CHANCERY PROCEEDING\*  
 WILLIAM FRANKLIN VS. LEWIS FRANKLIN, DEC'D. ADM'R.  
 LISTING CHILDREN OF LEWIS WHO HAD MOVED  
 FROM THE COMMONWEALTH

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 HENRY COUNTY, VIRGINIA  
 (BEFORE OCT) TERM

1843

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THIS CAUSE THIS DAY CAME ON TO BE HEARD UPON THE BILL,  
 ANSWER OF THE DEFENDANT, WILLIAM A. TAYLOR, EXECUTOR OF LEWIS  
 FRANKLIN, DEC'D., ORDER OF PUBLICATION AND EXHIBITS, AND WAS  
 ARGUED BY COUNSEL AND IT APPEARING TO THE SATISFACTION OF THE  
 COURT THAT THE DEFENDANTS STEPHEN, SUSAN, EUSIBIUS, JOHN, JEREMIAH,  
 LEWIS, AND GEORGE ARE NOT INHABITANTS OF THIS COMMONWEALTH AND  
 THAT THE PLAINTIFFS HAVE PROVED AGAINST THEM IN THE MANNER PRE-  
 SCRIBED BY LAW AGAINST ABSENT DEFENDANTS AND THEY NOT HAVING  
 ANSWERED THE COMPLAINANTS BILL, THE SAME IS TAKEN FOR CONFESSED  
 AS TO SAID DEFENDANTS AND IT APPEARING TO THE SATISFACTION OF  
 THE COURT THAT THE SLAVES IN THE PROCEEDINGS MENTIONED CAN-  
 NOT BE DIVIDED IN KIND, DO TH ADJUDGE, ORDER, AND DECREE THAT  
 WILLIAM A. TAYLOR, WHO IS HEREBY APPOINTED A COMMISSIONER FOR  
 THAT PURPOSE, AFTER FIRST GIVING BOND AND SECURITY IN PENALTY  
 OF FOUR THOUSAND DOLLARS TO SELL THE SAID SLAVES TO THE HIGHEST  
 BIDDER UPON A CREDIT OF SIX MONTHS TAKING BOND AND SECURITY  
 FROM THE PURCHASERS, THAT HE COLLECT THE SAME WHEN DUE AND MAKE  
 REPORT TO COURT IN ORDER TO GET A FINAL DECREE.

ABSENT: GEO. GRAVELY; GREENVILLE T. PACE ESQRS.  
 PRESENT: JOHN KING; GEO. K. JONES ESQRS.

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