

James Cox & M. Gleason & Notice given to Deft. Polton by Sheriff the next Court.
The last Will & Testament of John Mercer dec^d was proved by the oaths of Mathew & Thomas
worthy one of the witnesses having been before proved by the oath of Robert Mercer on the
witness is ordered to be recorded - The executor thereof refused to take the oath himself
the burden of the execution thereof. It is ordered that ^{Thomas Polton} the Sheriff take the oath and the burden of
administration be same as according to Law

Ordered that John Brown, David H. Holmes, John Boykin Sr & Barlett Brown or any 3 of them
approve said will

On motion of Matthew R. Pope who made oath & gave bond & security according to Law
a writ is granted him on the estate of William Pope dec^d in due form.

Ordered that Nathan Pope, Mills Pope, Richard Darden & Simon Pope or any 3 of them
approve said will

On the motion of Matthew R. Pope who made oath & gave bond & security according to Law
a writ is granted him on the estate of Esther Joyner dec^d with her usual annual household for
if recorded in this Court

Nicholas a slave belonging to the estate of a Nathaniel Gargill dec^d who stands charged
with having on the 23rd day of August 1840 at Barnett's meeting house in this County feloniously
conspired advised and conspired to rebel and make insurrection on this day set to the law
custody of the Jailor of this County (the Court summoned for his criminal having failed to work)
and being arraigned pleaded not guilty and thereupon standing witness were sworn & examined by
Nancy a negro being duly charged Heron testified that at Barnett's meeting house within
County on Sunday the 23rd day of August last where there was a collection of both white & black
people she heard the prisoner at the bar who with another negro from Petersburg & several
negroes were standing together say he was going to rise and kill all the white people and
asked the other negro from Petersburg if he would join him he said he would and Nicholas
the prisoner said he would join him. The conversation lasted about half an hour. She first
saw the prisoner between the meeting house & still when she next saw him it was at the
place where the cannon then above referred to was held. Upon being cross examined she
testified said the other negro from Petersburg asked Nicholas the prisoner first if he would
join him Nicholas said he would & the other negro said he would join Nicholas. To tell
all the white people - Two of the negroes present at the conversation were named Day
and Day she did not know the others - Witness says she did not know Nicholas the prisoner & the
the negro from Petersburg ask any other negro present if they would join them - Witness
related was standing about ten steps from Nicholas when the conversation was going on
and heard it distinctly. She the witness spoke of the conversation to her Master Dick the
day after it occurred. who says she has known of it several times & who spoke to the
witness about it in two or three days after - a gentleman the name of Williams had told her
privately that when the negroes rose against them would kill all the white people and
that that was the conversation she related to her Master Dick

Polly negro woman being duly charged & sworn - Testified that she was at the
meeting house on the day above alluded to. that when at this place near the meeting
house a white man whom she did not know came there and asked Nicholas the prisoner at the
bar to hand him some water after she returned left Nicholas came home and