

I also give her the bed chested called her mother standing in the girls chamber, also my Piano, under the same instructions as above named, should my said daughter wish at any time to sell a part or the whole of her slaves I hereby direct & will it to be so, provided the amount of the sales of the same is immediately invested as I have directed the money she receives from my estate to be. If my said daughter after she arrives to the age of twenty years & desires to dispose of this property, she is hereby fully empowered by my will to do so, provided it is done by her last will & testament. I also direct my Executors to apply any money due my estate for her board, clothing, schooling, or any other expenses which may occur. My intention is for her not to be incumbered with any debt, till her money is invested, but then unless she has quit school, I trust my Executors will be liberal to her in fully supplying all her wants, that is any ways reasonable.

Item 6th, Should any of my children die leaving no issue which may live to the age of eighteen years or more, it is plain to be seen my intention is to have the property which such decd child receives from my estate returned to the estate to be divided amongst my living children & the descendants of any child, if they should die leaving descendants, such descendants it is my intention to have the portion which their respective parent would if received if living, this property so received I place in every respect & instructions as I have before named, in the money & slaves allotted for each of my children, I don't intend any thing here expressed to conflict with the privilege I have granted to each of my children that is to dispose of their shares by their last will & testament, provided they think proper to do so. I see no necessity for any guardian being appointed either for Joseph or Sally, as I have authorized my Executors to do all that is necessary. I direct that Joseph's expenses to be paid out of my estate till he takes charge of the land I have given him which it is my intention he shall be put in possession as soon as circumstances will permit after my death. I don't wish that he may buy any article at my sale for settling the plantation & householding. I don't wish my Executors to require of him to give security for such purchase, but in the settlement of my estate I wish him to account for the said amount.

Item 7th, It will be seen by reference to my father's will, that he requested that my brother James Drury to have land timber from a piece of land of 336 acres lying on the Three Pines which my father willed to me on the following provisions, he requested timber enough to be had from the said land to save the fruit on the orchard which he gave my said brother during his life, the quantity was to be decided by me, which I consider at the highest estimate seven hundred & fifty barrel staves & one hundred & twenty pieces of heading fully ample to carry out my father's will, he further directed the timber should be cut from such parts of the land as I directed, it is my desire Joseph in the said changed out agreeable to my father's will, the intention to save the fruit on the orchards he gave him not any other orchard or orchards raised on the place.

Item 8th, And lastly I constitute & appoint my son in law, Wm. J. Spurgeon and Mrs. J. Kindred my son Joseph H. Drury Executors to this my last will & testament. I request of the Court which this will be presented for probate not to require of Joseph H. Drury to give security, owing to his age & habits not being firm. I am confident but fees would like to stand for him under any circumstances. Should the above named fail to administer I then request & appoint my brother James Drury my nephew William H. Drury as my Executors. In testimony hereof I have set my hand & affixed my seal this 2nd day of December in the year of our Lord eighteen and sixty one.

Saml. Drury

Witness

Fabian L. Harris

David R. Newsom, junior.

In the 2nd item of this will third line on 4 page the words are blotted rather indistinct, it should read (may of died) In 3rd item nineteenth line of same clause the words (found in her control and) is intulined somewhat indistinct, it should read thus - found in her control & direction. In 4th item twenty line in some clause the words (such child or children) are intulined - the above intulining was done before affixing this my last will & testament. December 2nd, 1861.

Witness - Fabian L. Harris, David R. Newsom, junior.

Saml. Drury