and the unborn child of my wife is now pregnant and if so shall live

Item — I give devise and bequeath to my wife Susanna Barnes Jr. and her heirs forever

Item — I give devise and bequeath to the unborn child that my wife is pregnant with the other half of my Estate to him and his heirs forever and if the unborn child that my wife Susanna Barnes is now pregnant with should die before it is twenty one years of age without a lawful heir or heirs of my wife Elizabeth that my daughter Eliza Jane Barnes shall have the whole of my Estate to her and her heirs forever

Item — I do constitute and ordain my loving wife Susanna Barnes the sole Executrix to this my last will & testament

I do hereby disannul and revoke and destroy all and every other will and testament legacies bequeathed & executors by me before made ratifying and confirming this and no other to be my last will and testament In witness whereof I have hereunto set my hand and seal this 8th day of December 1823

James Barnes (Seal)

Robert Stephens for Sally her mark Jun

At a Court held for the County of Southampton on the 15th December 1824 This Will was presented in Court by Susanna Barnes the Executrix therein named who refusing to take upon herself the burthen of the Execution thereof proved and ordered to be recorded And on the motion of Augustine Hofpetle made oath according to Law & certificate is granted him for obtaining a probate with the will annexed on his giving bond and security whereupon the said Augustine Hofpetle together with Evan Peck and George Gurley his sureties entered into and acknowledged their bond in the penalty of Five thousand dollars Conditioned as the Law directs

Test. James Rochelle Clk

Thos E Cosby Will

Thomas E. Cosby of the County of Southampton and State of Virginia being at this time in a low state of health but of perfect sound and memory do make this my last will and testament in manner and form following viz Item I lend unto my beloved wife Elizabeth my plantation during the minority of my son Thomas E. Cosby and at his arrival to the age of twenty one years I give the said tract to him and his heirs forever and should my said wife be with child at the time of my death and should it be a male child then I give the said tract to him and his heirs forever

Item I give my land and desire that all my stock furniture saddles & all my stock of horses cattle and hogs my crop of corn hay and tobacco and all other implements belonging to my farm in the County of Southampton and also all the household and kitchen furniture which my wife Elizabeth may think proper to sell for the purpose of paying my debts Item I give and bequeath unto my dear wife Elizabeth all my house hold and kitchen furniture and stock as she may think proper to have sold for the purpose of paying my debts & the balance of the money

Item I do my will and desire that the balance of any money from the sales of my personal estate after paying my debts be paid to my wife Elizabeth for the maintenance and support of my said wife and children and education of my children

Item I lend unto my beloved wife Elizabeth the use and labor of all my negro slaves till my daughter Rebecca T. Cosby arrives to the age of twenty one years for the support of my said wife and children and for the purpose of educating my children and at my said daughter arrives to the age of twenty one years I do my will and direct that all my negro slaves and their increase be equally divided between my said wife and all my children living at the time my said daughter Rebecca arrives to the age of twenty one years or in case her death should have arrived to that age to them and their heirs and assigns forever

I hereby constitute and appoint my friend James Rochelle of the County of Southampton and State of Virginia my whole and sole executor of this my last will and testament revoking all other wills by me heretofore made and declaring this and no other to be my last will and testament. In testimony whereof I have hereunto set my hand and affixed my seal this 17 day of June 1825

Signed sealed published and declared by the said Thomas E. Cosby to be his last will and testament in presence of A. Middleton

Thomas E. Cosby (Seal)

Robert Hicks Jr. Joel Middle

At a Court held for the County of Southampton on the 15th December 1824 This Will was presented in Court by James Rochelle the Executor therein named proved by the oaths of Andrew Middleton and Robert Hicks Jr. witnesses thereto and ordered to be recorded and on the motion of the said Executor who made oath according to Law & certificate is granted him for obtaining a probate thereof in due form on his giving bond and security whereupon the said James Rochelle together with James Dr. Spurling James Jr. Spurgeon and Earl Barnes his sureties entered into and acknowledged their bond in the penalty of Five thousand dollars Conditioned as the Law directs

Test. James Rochelle Clk