

# GenForum

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**Subject:** Francis Montgomery born about 1790 died in Prince William Co, VA

**Post Date:** January 10, 2007 at 11:03:40

**Message URL:** <http://genforum.genealogy.com/montgomery/messages/5694.html>

**Forum:** Montgomery Family Genealogy Forum

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The first page of the will was torn out of the Prince William Court books so that is missing. I tried my best to maintain the original spelling and everything. There was very little punctuation in the will. I added the paragraphs in an attempt to make it more readable - the original just is one big "paragraph."

Item I lend to my Brother in law and Sister William and Ann Lewis for and during the life of the longest liver of them my lands in Faquire County Containing five hundred Acres be the same more or less the title papers being in the Superior Court of Fauquire in the suit of Hampion.

And I give said William Lewis the priviledge of willing the said lands to any of his family that he may choose and in case of such a Will being made the same shall be binding on me and I give the said lands to those of his the said William Lewis Family that he may Will it to and those Heirs for ever but in default of such a Will I lend the said lands at the Deceas of the said William Lewis and Ann Lewis his Wife to my two youngest Nephews James and Henry Lewis to be equally divided between them by lot giving the liberty to the one that gets the old field part to get timber rails & wood of the other part for ever for a support to the plantation but not to make any waste, and on their getting pofsefsion to pay within four years one hundred pounds each to be divided between all their Brothers and sisters excepted William and Francis Montgomery Lewis who is hereafter provided for.

And at the deceas of the said James Lewis and Henry Lewis I give the said lands to their eldest sons on the condition of its never being sold out of the Family and in case of a sale I give the same to the Heirs of Surles Lewis Heirs but in case of no such sale I give the said land to the oldest sons of the said James & Henry Lewis and their heirs for ever.

Item I lend to my Brother in law William Lewis and Sister Ann Lewis during their lives they paying twelve cents a year as hire to my Nephew James Lewis my Smith by the name of Jefse with a set of Smith tools and at their Deceas the same Negro Jefse with his tools returns to my Estate. And I give the said Jefse to my Niece Louisa Lewis with his Smith tools for ever.

Item I give to my Niece Catey Lewis one Negroe woman named Lettice and one Negroe girl named Rachel and the child that Lettice is now big with I give the same to the said Catey Lewis with their increase to her and her Heirs for ever.

Item I give to my Nephew Searles Lewis one Negroe man named John and the money that the said Searles Lewis is owing me amounting to fifty pounds and in case the fifty pounds should not be paid me before my Death I then give him fifty pounds to be paid out of my Estate. I also give the said Searles Lewis one share in the Fauquire and Alexandria road stock. I give the same to him and his heirs for ever.

Item I lend to my Niece Anna Lewis the wife of Thomas Lewis the property to be held and retained by my Nephew Francis Montgomery Lewis two Negroes Charles and Jenney and to be hired out early the profits of which hire to be paid early to the said Ann Lewis for her and her children support also all other property or money that may come to the said Ann Lewis under this my Will to be retained by my Nephew Francis m Lewis and laid out in the best manner that he can for her the said Anna Lewis and children benefit and at the Deceas of the said Anna Lewis I give the said Negroes with what other property may arise under this Will with their increase to her second son and three eldest Daughters and their heirs for ever.

Item I give to my Niece Susanna Lewis one Negroe man named David. I give said Negroe to her and her heirs for ever.

Item I give to my Niece Nancy Lewis one Negroe man named Hace. I give the said Negroe to her and her heirs for ever.

Item I give to my Niece Bety Obannon and her Husband Joseph Obannon one Negroe Woman named Winney with her increase I give the same to them and their Heirs for ever. I also give to the said Bety and Joseph Obannon fifty pounds to be paid by my Nephew Francis M Lewis and to be laid out in a Negroe Girl which said girl I give with her Increas to my Nieces Eldest Daughter and her Heirs for ever.

Item I also lend to my Niece Bety Obannon two thirds of the children that Negroe girl Mime may have during her life and at her Deceas I give the same to be equally divided by lot amongst her children and their heirs for ever, the other third of Mime Children I give to be divided without selling any of them out of the Family to my Niece Anna Lewis Heirs

Item I give to my Niece Salley Lewis one Negro boy named Archey. I also give the said Salley Lewis thirty pounds to be paid by her Brother William M Lewis. I give the same to her and her heirs for ever.

Item I give to my Niece Harriet Lewis one Negroe boy named Dennis. I give the said Dennis to her and her heirs for ever.

Item I give to my Niece Louisa Lewis one Negroe girl named Siller and at the death of her Father and Mother a Negroe man named Jefse with his Smith tools & give the same with their increase to her and her Heirs for ever.

Item I give to my Nephew Henry Lewis one Negroe Boy named Travis and if his Father William Lewis should will the lands in Fauquire which I have given him the liberty to do and not in his favour I then

give him fifty pounds to be paid by my Nephew Francis M Lewis but in the case of no such Will I give the Negroe Travis to him and his heirs for ever.

Item I give to James Lewis one Negroe man named Dannel and if his father should Will the land in Fauquire which I have given him the liberty to do and not in his favour I then give him forty five pounds to be paid by my Nephew William M Lewis but in the case of no such Will I give the Negroe Daniel to him and his heirs for ever.

Item I give to Frances Collins one Negroe Man named Harrey and twenty dollars. I give the same to her and her Heirs for ever.

Item I give to Lucinda Gill the wife of John C Gill living at Sincinitte in the State of Ohio four hundred Dollars. I give the same to her and her heirs for ever.

Item I leave out of the money now on hand seven hundred Dollars or as much as will buy seven shares in the Potomack Bank or three shares in the Alexandria Bank and one in the Potomack the interest of which is to go to the uses hereafter mentioned.

Item my trusty Servant Milley I set free on the following conditions the she never removes of my lands and all of the children the said Milley {the second l and the y are hashed out} may have after my Deceas goes to my Estate and is hereafter disposed of and I give to the said Milly {the second l and the y are hashed out and an e is added at the end} the house she now lives in with her garden and four acres of land to be tilled in Indian corn and four Acres in wheat early. I also give to the said Milley twelves Dollars to be paid anew yearly out of the interest of the Bank Stock I have left money to purchase with one cow and calf and two Ewes and two lambs two shoats and her Flax Wheal with the liberty of pasture for the said Stock to be fed with this Stock on the said farm also one horse till Salley arrive at age then I give her the one half with fire woud and pasture during her life.

Item on the following conditions that all the Children never removing of my lands I set the said Salley Starks free on her arriving at the age of eighteen years and I give the said Salley Starks the house that Lettice now lives in with a garden and firewood during her life with twelve dollars to be paid her by my Exec's out of the interest of the Bank Stock I have left to be purchased. I also give her one cow and calf two Ewes and two lambs two Shoats and a flax wheal with the liberty of pasture and the said Stock to be wintered with the Stock on the said farm. I also give to the said Salley Starks during her life four acres of land to till each year in corn and wheat equal with the acreage lands in the old fields to be tilled.

Item On Pattey Starks living on my plantation and all of the Children she the said Pattey Starks may have going to my Estate and is hereafter disposed of I set the said Pattey Starks free on her arriving at the age of eighteen years and I give to the said Pattey Starks on her arriving at eighteen twelve Dollars a year with the house that Lucy lives in a garden and fire woud with four acres of land to till in Wheat and corn each year. I also give her one Cow and Calf two Ewes and two Lambs and two Shoats and the half of a horse with a flax wheal with liberty for the Stock to be pastured and wintered with the Stock on the farm during her life.

Item On Mary Ann Starks living on my plantation and all the children that the said Mary Ann Starks may have going to my Estate and is hereafter disposed of I set the said Mary Ann free at the same time that Pattey is free she the said Mary Ann being between Sixteen or Seventeen and I give to the said

Mary Ann Starks a house to be built near Milley by my Exec's with fire woud and a garden and twelve Dollars a year during her life to be paid out of the Bank Stock I have left to be purchased that is the interest and I give to the said Mary Ann one Cow and a Calf two Ewes and two lambs and two shoats and the half of a horse with the liberty of tilling four acres in corn and four acres in Wheat each year during her life equal to the acreage lands in the field to be tilled alls the liberty of pasturing and wintering the said Stock with the Stock on my Farm.

Item It is my Will that Tom on arriving at the age of fifteen be bound out in Frederickstown Meryland to hatter Black Smith or Sadler till he arrive to the age twenty one years at which time I give him twenty Dollars and set him free.

Item I lend to my Nephew William Montgomery Lewis the lands on the West side of my Spring Branch. Beginning in the line of Doctor Chinn where the Branch crofses the road thence up the Ditch to Burns Spring thence with that line of Woods to my out bounds in Common line thence with the line of James Hooe and myself to Lees and my corner thence with Lees and my line to the Beginning reserving timber rails and Firewood. For my Nephew Francis M Lewis and the Negroes that I have Freed also debarring the said William M Lewis from clearing more than fifty or sixty acres of the wood lands the bounds of the above land supposed to Contain three hundred and fifty Acres.

I lend the said land to the said William Montgomery Lewis during his life the reserve excepted and at his Deceas on the following condition that the said lands is not sold out of my Family. I give the same to his eldest son and his heirs for ever the reserves of timber excepted and in case that the ands should be sold by any of the said Heirs of William M Lewis it is my Will that the Heir at Law of Francis M Lewis take pofsefsion of the same and enjoys the same.

I also give to the said William M Lewis the half of two hundred and twenty seven acres of land leased to me by Doctor John Y. Chinn for lives & give said land during the lives in said lease to the said Wm M Lewis also the half of forty acres not under lease but taken from said Chinn for a term of years.

Item and on the said William M Lewis paying to my Niece Salley Lewis one hundred Dollars and to my Estate one hundred and fifty Dollars I give to the said William M Lewis one Negroe man named Bill one Cow and a Calf four Ewes the half a wagon geer tent and Bags and his choice of my horses. I give the same to him and his Heirs for ever.

Item I lend to my Nephew William M Lewis his paying as hire to my Nephew Francis M Lewis twelve cents a year a piece Two Negroe girls by the name of Lidda and Mime till they arrive at the ages of twenty eight and all the Children that Lidda may have I give to the said Wm M Lewis & his Heirs for ever.

Item I give to be divided between my Nieces Betey Obannon and Anna Lewis the wife of Thos Lewis Children and the Heirs for ever two thirds of Mime Children to Betey Obannon & one third to Ann Lewis Children.

Item I lend to my Nephew Francis M Montgomery Lewis his complying with the terms of my Will in furnishing Milley and Salley Starks Pattey Starks and Maryann Starks four acres a piece per year to till in corn and fours acres a piece in Wheat equal with the acreage if the lands in the field to be tilled also his complying with the other stipulation in my Will in their favour the residue of the lands where I live

called Rosemount and supposed to contain four hundred acres but in case of any just complaints in not furnishing the four acres agreeable to my Will I lend to the said Milley, Salley Starks, Patty and Maryann Starks Sixteen Acres in each field or shift or land in one body to be laid off by some disinterested person for their uses. I lend the said lands together with the half of two hundred and twenty seven acres of land leased to me by Doctor Chinn the other half being given to his Brother Wm M Lewis during his life & the lives of the lease his complying with the terms of said lease also the half of forty acres taken from the said Chinn for a turn of years the fee simple lands at his the said Francis M Lewis Deceas I give on the following conditions that the same is never sold out of my Family and in case of any such sale the said lands to go to the eldest son of any of my Nephews with these restrictions and the reserves in favour of the Negroes I have freed. I give the said lands to my Nephew Francis M Lewis Eldest son and his Heirs for ever.

Item and on the said Francis Montgomery Lewis pay to my Niece Betey Obannon fifty pounds to my Estate I give the said Francis M Lewis and his Heirs for ever a Negroe man named Sijah and a Negroe Woman named Seucy and all the Children that Hanner and Milley may have after my Deceas with one cow and calf four Ewes one horse and the half of a wagon and geer & the other half being given to his Brother Wm M Lewis .

Item I hire to my Nephew Francis M Lewis my trusty Servant Hanner on the conditions of his treating her well till she arrives at the age of forty his paying to my Nephew William M Lewis twelve cents per year as hire for the said Hanner and at the age of forty it is my Will that the said Hanner {the page is torn here and I can't see the next word} with her Children that I have freed and to work with and help{the page is torn here and I can't see the next words} support them and the said Hanner is to be fed and Clothed {the page is torn here and I can't see the next words}Nephew Francis M Lewis and in case the said Hanner {the page is torn here and I can't see the next words} treated well it is my Will that the said Hanner lives with my Sister Ann Lewis or any of my Nieces that she may choose they paying the hire above mentioned till she arrives at forty at which time she will return and live with her Children.

Item I hire to my Nephew Francis M Lewis Salley Starkes Pattey and Maryann Starks and a boy by the name of tom till they arrive at the ages I have set them free and tom to be bound out on the condition of their being well treated and to be taught Spinning Mitting Weaving and sewing and to pay hire for each of them to my Nephew William M Lewis twelve cents per year and in case of ill treatment it is my Will that they live with any of my family that they may choose to live with they paying the above hire till they arrive at the ages in which I have freed them at which time they will return and take pofsefsion of their Houses etc.

Item All the Children that Salley Starks may have I lend to my Nephew Searles Lewis till the Girls arrives at the age of twenty eight years and the Children of the said Girls I give to be equally divided between the Children of Searles Lewis James Lewis and Henry Lewis and their heirs for ever and at the age of twenty eight years of age I set the said girls free and it is my Will that the said Searles Lewis supports them during their lives and all the boys that the said Salley Starks may have it is my Will that they are bound out to trades at the age of twenty Six in Meryland till they arrive to thirty one years at

which time I set them free.

Item all the Children that Pattey Starks may have I lend to my Niece Salley Lewis until they arrive to the ages of twentyeight years that is the girls at which period it is my Will that the said Girls works for themselves and to be supported and protected by the said Sally Lewis and her Heirs and all the Children of the said Girls I give to be equally divided between my Nieces Salley Lewis Nancy Lewis Harriet and Louisa and the Heirs for ever and all the Boys that the Children of the said Pattey Starks may have it is my Will to be bound out to trades in Meryland at the ages of twenty six years till they arrive to thirty one years of age at which time I set them free the said Salley Lewis pay as hire for the work of the said Negroes twelve cents per year to my Nephew James Lewis

Item all the Children that Maryann Starks may have I hire to my Nephew Francis M Lewis the Girles till they arrive at twenty eaight years of age his paying six cents for each f them as hire per year to my Hephew William M Lewis and at the ages of twenty eight years it is my Will that they said Girles work for themselves and to be supported and protected by the said Francis M Lewis and his Heirs and all the Children that the said Girls may have I give their Inceas to be equally divided between the said Francis M Lewis Catey Lewis and Susanna Lewis and their Heirs for ever and all the Boys that the said Maryann Starks may have it is my Will that they are bound to trades in Meryland at the ages of twenty six till they arrive to thirty one years of age at which time I set them free.

Item it is my desire that Amey lives in the house I have given to Salley Starks until the said Salley arrives to the age in which I have freed her.

Item I leave unsold for the uses of the Negroes I have freed to wit Milley Salley starks Pattey and Mary Ann Starkes and to be delivered to them by my Execs as they arrive of age four Cows eight Ewes two Sows and pigs my Sorrel mare with the liberty of raisin two or three colts ten barrels of Corn and Six hundred weight of pork to be equally divided amongst them as they arrive at the ages I have freed them.

Item It ie my desire that my Executors hereafter mentioned sell all the other property of whatsoever it may consist with three hundred and twenty five acres of land left me by my Father in the State of Kentucky to wit Stock of every kind household and kitchen furniture plantation utensils one Waggon and cart and everything that I may have a right to of whatsoever kind and nature for ready Cash or on a Credit as may suit them best and after paying my funeral expenses and just Debts of which I no of nothing that I owe th at the same be equally divided between each of my Nephews nd Nieces mentioned in this my Will.

And Lastly I Constitute and appoint my Nephew William Montgomery Lewis of Fairfax County and francis M Lewis and Major Joseph Ogannon both of Fauquire County Exexecutors of this my last Will and Testament. In Witnefs whereof I have hereunto sit my hand and affix my Seal this 27thday of July Eighteen Hundred and fourteen.

Signed Sealed and Acknowledged

Francis Montgomery seal

