

Will of
John M. Rice
October 11th 1795

October Term
1795

Registered in Book
B page 137

In the name of God Amen. I John M. McNe bring in a
very weakly declining state of body, but of sound mind
and memory, thanks to God for his repeated mercies—
knowing that all must die and after that the judgment
to make and ordain this as my last Will and testament
That is, I Recommend my Soul to Almighty God who
are it, not doubting but I shall receive the same again
by the mighty power of God— And as touching
my worldly Estate as he hath Bled me with in this
life, I will Give ~~and~~ bequeath and Dispose of in the
following manner. Viz—

First, It is my Will and desire and I earnestly Re-
quest, that my dearly beloved wife Ruth M. McNe
do live in this plantation of 290 acres during
her life or widowhood together with our seven
Children untill they severally arrive to full age,
except the time any of them may be learning of
trades, and that the Goods and Chattles to me be-
longing; the negro boy Allick included be kept
on the plantation with Charles School and Support

my S. Family, except such articles as my Executors
hereafter named Judge proper and prudent to
sell, for the sole use and benefit of S. Family
It is my Will and desire that my two Eldest Sons
James M. McNe and William Elliott M. McNe be bound
to trade by the Court and my S. Executors together
with my S. wife be attentive to see that Justice is
done to them

I will Give bequeath in full convey and transfer to
my third Son John M. McNe the whole of the S. 290 acres of
Land I now live on to him his heirs and assigns for
ever. Provided nevertheless that my S. wife Ruth is
to have a full and ample ^{maintenance} of and from the S. prime
- for during her life or widowhood—

And in case my S. Son John should die before he arrives
to the age of twenty one leaving no heirs of his body,
that then the S. Land shall be equally divided between
his said two brothers James & William Elliott, that is,
my S. Executors may sell S. Land for the best price and
divide the neat sum arising between S. James & William
Elliott Share & Share alike; but this is in no wise to be

done untill ~~until~~ the death or intermarriage of my S. ^{Widow}
wife. And in order my S. Executors may make a legal title for
S. land when thus sold, I Will Give bequeath inoff convey
and sett over unto my S. Executors to them & their heirs and
assigns for Ever the whole of S. tract of Land -

Item And when it shall hereafter happen that any of my Daughters
Viz Hannah, Mary, Sarah Alexander, and Ruth - Should
Marry or be of the age of twenty one and be disposed to move
off the premises, that my S. Executors with the assistance of my
S. wife Shall apportion and give off to S. Daughter or to any
of my S. Sons as the case may happen, what they may
then Judge to be the Eight part of the neat Estate then
on hands if Judged by S. Executors and S. wife ^{Ruth} not
Displeasing to the Remaining part of my family, so
as to render impartial Justice to my S. Children agreeable
to the Spirit of this my Will and agreeable to what
they may then Judge I would do were I alive
and present

Item And in Case my S. wife Ruth should intermarry that
then my S. negro boy Allick shall be sold by my
S. Executors for the best price ~~that can be obtained~~
from his Sale shall be equally divided between my
S. two Sons James and William Elliott, provided my
S. Son John is a live and inherit the Land as
aforesaid: But in case S. Son John is Dead, or
die without issue as aforesaid so that his S. two
brothers inherit the price of S. Land: that then my
S. four Daughters or the Survivors of them Shall
have the price of S. negro boy Divided among
them Share and Share alike -

Item And it is my further Will and pleasure that if that
if my S. negro boy Allick should prove turbulent
or unruly and do not then Render that Service
to the family that might be expected that he then
Shall be sold at any time by my Executors for
the best price and the neat sum arising from
the Sale to be Divided in the Manner above Describ
ed excepting the Interest of S. Money to be ap
- propriated to ^{the} use and benefit of the family

Item. It is my further Will and pleasure that at that period when my S^d wife Ruth shall die or intemarrage that then my S^d Executors shall sell the whole of my Estate not herein disposed of, for the best price and the Moneys there arising together with all other Moneys due shall be divided equally Share & Share alike among my S^d wife Ruth and our seven Children

From I will give and bequeath to my P.^d beloved wife
one and above the aforesaid division, the sum
Mark her Saddle and bridle, one feather Bed &
furniture & two Cows—

From I will give and bequeath to my S.^d Son James one two year old filly to be kept on the farm for the use thereof until S.^d James is of full age.

Item I will give and bequeath to my S. Son William Elliott the first Coat which may be raised from the Stock now on the farm, to be given him when he is twenty one years of age —

And lastly I hereby nominate and appoint my trusty &
Barrett to be my whole and sole Executors of this my last will
and Testament hereby revoking all former Wills gifts or
bequests either by word or writing 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 11th. day of October Anno Dom 1795—

figured & sealed published pronounced
and declared by the said John H. Doe
as his last Will & Testament, who
in his presence & in the presence of
each other subscribed our names

For Mr. Caldwell

Robert Wilson

~~Boone~~

Andrew M. Rice J.