

Will of Joseph Whittaker

A will of real and personal estate in the name of God amen. I Joseph Whittaker Senior of Wythe County being weak in body but of sound and perfect mind and memory blessed be almighty god for the same, I do make and publish my will and testament in manner and form following first I leave to my beloved wife my plantation during her natural life and after her death for to be divided between John Whittakers twin daughters Alnrz and Alvirz [I can't make out these names but that's like they appear. I know its not correct but...] which I devise and bequeath to them and their heirs forever and my personal property both in the house and out of doors for to be sold immediately after my death allowing my wife one third of all and allow my beloved for to dispose of her property as she pleases at her death. I give and bequeath to my grandsons John and Joseph Whittaker twelve dollars each. Joseph Whittakers daughter Mary my grand daughter I give and bequeath one bed and bedstead with the carving and twelve dollars in cash. I give and bequeath to my sons and daughters to Wit James, John, Thomas, Daniel, Joseph, Aron, Nathaniel, Elizabeth and Agnass one dollar each. I do hereby constitute and appoint my son John Whittaker sole Executor of my last will and testament in witness whereof I have hereunto set my hand and affixed my seal this 22 day of February 1837. Signed, sealed published and declared by the above Joseph Whittaker to be his last will and testament in the presence of us who have hereunto subscribed our names as witnesses in the presence of the testator.

John Sutton

Robert Martin

Daniel Y Martin

PROBATE OF WILL

At a Court held for Wythe County at the Courthouse on Monday the 14th May 1838.

This the last will and testament of Joseph Whittaker dec'd was presented in Court, proved by the oaths of Robert Martin and David Y Martin the subscribing witnesses thereto and ordained to be recorded. And on the motion of John Whittaker the Executor named into and acknowledged a bond in the penalty of \$300.--conditioned as the law directs certificate is granted him for obtaining probate of said will in due form.

Test.

J. P. Matthews, CC