

Charles Foster of the County of Patrick State of Virginia do hereby make my last will and testament in manner and form following that is to say 1st I desire that all my just debts be paid out of my personal estate, if it be necessary by an immediate sale of as much thereof as will be sufficient for the purpose aforesaid. 2nd after the payment of my debts and funeral expenses I gave to my wife Polly Foster one third part of my estate both real and personal for and during her natural life and after her death I give the same to my children hereinafter named to be enjoyed by them forever. 3rd I desire that the tract of land whereon I now live may be held and used exclusively by my three children Abraham Luvenia and Martha whosoever they think proper to remain in the same reserving the one third part of said tract of land for the benefit and support of my wife Polly Foster during her natural life with this understanding that my executor hereinafter named shall at the request of my wife Polly Foster and myself or either of them or of my said children and Martha sell and dispose of the aforesaid tract of land upon such terms as they deem most advisable and divide the proceeds of said sale equally between my four children Abraham Luvenia Lucinda and Martha reserving the one third part of the proceeds of said sale for the benefit and use of my wife Polly Foster 4th I give to my grandson John Abraham Saturn the negro woman Mary and her child Leah both now in the possession of Edward Saturn to my said Grandson John Abraham Foster to have and his heirs forever 5th I give to my four children Abrahm Luvenia Lucinda and Martha all the rest of my estate of what nature or kind soever with this condition that my daughter Lucinda or her husband George Dodson shall account in said division for what I have already given them in advance 6th I hereby expressly exclude from this my last will and testament all the children by my first wife having been given to them in their lifetime and what I deemed them justly entitled to in my lifetime and also all my debts and my friends Greenville Penn and Thomas Smith and their heirs and assigns and testament hereby overruling all wills and testaments heretofore made. In witness whereof I have hereunto set my hand and affixed my seal this 20th day of December 1837

Signed sealed published & declared

Charles Foster (Test)

by Charles Foster so as and for the last will and testament in the presence of us who at his request and in his presence subscribed our names as witnesses

Stephen Allison
Jas Penn
Charles P. Atkinson

Patrick February Court 1838

The last will and testament of Charles Foster a/c was presented in Court for probate and the same was read and the witnesses thereto sworn and the same was proved to be the true and lawful last will and testament of the said Charles Foster the executor hereunto named by the Court with Abraham Staples and Jacob Geart their securities and a certificate was granted therefor in the penalty of twelve thousand dollars certificate is granted therefor obtaining a probate of the said will in due form

Teste
A Staples & Co