

# Will of John McDaniel

**TMG2124**

Amherst County, Virginia: Will Book 10, p. 77

For the name of God amen.

I John McDaniel of Amherst County & State of Virginia being greatly advanced in years but of sound mind & memory do make & ordain this my Last will & Testament in manner & form as followeth, to wit:

I desire that all my just debts to be paid & the balance of my Estate to be Equally divided between my six children as hereafter named viz: my son Ambrose, Lindsey, & Gideon, Betsey Davis, Peggy Ware, & Sophia Strange my four children hereafter named having had their full share of my estate thirty odd years ago viz: William, George, Mary Jones, & Judith Heiskell & In addition to what they have Recvd my Exor. is directed to pay each of the four children one shilling each & Lastly I appoint my son Lindsey McDaniel Executor of this my last will & testament revoking all other wills heretofore made by me in writing whereof I do hereunto set my hand & seal this 3<sup>rd</sup> day June 1835.

John McDaniel {seal}

Signed sealed & delivered  
In presents of

At a Court held for Amherst County on the 18<sup>th</sup> day of February 1839: This last will and testament of John McDaniel deceased was proved in open court & proved by the oaths of James Powell & Robert Tinsley to be in the hand writing of the testator & signed by him - which is ordered to be recorded – and on the motion of Lindsey McDaniel the Executor named therein who made oath thereto and together with Samuel Watts, Winston Woodroof, and Henry W. Quarles his securities entered into and acknowledged a bond in the penalty of three thousand dollars conditioned as the law directs – which is ordered to be recorded, a certificate is granted him for obtaining a probate thereof in due form.

Teste

Samuel M. Garland ck.

Know all men by these presents – that we Lindsey McDaniel, Samuel Watts, Winston Woodroof, and Henry W. Quarles are held and firmly bound unto James Powell, Zachariah D. Tinsley, Henry L. Davis, and John W. Broaddus gentlemen justices of the court of Amherst County, now sitting, in the sum of three thousand dollars, lawful money of Virginia to be paid to the said Justices and their successors in office for the payment whereof, well and truly to be made, we bind ourselves and each of us our and each of our heirs, executors, and administrators, jointly and severally firmly by these presents – sealed with our seals and dated this 18<sup>th</sup> day of February 1839 and in the 63<sup>rd</sup> year of the Commonwealth. The condition of this obligation is that if the said Lindsey McDaniel executor of the last will and testament of John McDaniel deceased, do make a true and perfect inventory of all and singular the goods, chattels and credits of the said deceased together with an inventory of the real estate within this Commonwealth wick by the said Will may be subject to his authority and

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which have or shall come to the hands possession or knowledge of him the said Lindsey McDaniel or into the hand or passion of any other person or persons for him and the same so made do exhibits to the County Court of Amherst at such time as he shall be thereto required by the said Court and the same goods chattels credits and real estate do well and truly administer according to law and make a just and true account of his actings and doings therein when thereunto required by the said Court, and further do well and truly pay and deliver all the legacies contained and specified in the said will as far as the said goods, chattels, credits, and real estate will extend according to the value thereof, and as the law shall charge him then this obligation to be void, or else to remain in full force.

Lindsey McDaniel {seal}  
Samuel Watts {seal}  
Winston Woodroof {seal}  
Henry W. Quarles {seal}

# *Genealogical Analysis*

## Will of John McDaniel

Amherst County, Virginia: Will Book 10, p. 77

- John McDaniel
  - Resident of Amherst County, Virginia
  - Died before 18 Feb 1839
- Spouse
  - None mentioned
- Children
  - Following 6 children received equal shares of estate
    - Son Ambrose
    - Son Lindsey (executor)
    - Son Gideon
    - Daughter Betsey Davis
    - Daughter Peggy Ware
    - Daughter Sophia Strange
  - Following 4 children received their share of estate “thirty odd years ago” and are left 1 shilling each
    - Son William
    - Son George
    - Daughter Mary Jones
    - Daughter Judith Heiskell

In the name of God amen:

I John McDaniel of Amherst County & State of Virginia being greatly advanced in years but of sound mind & memory do make & ordain this my last will & Testament in manner & form as followeth to wit:

I desire that all my just debts to be paid & the balance of my Estate to be Equally divided between my six children as hereafter named viz: my son Ambrose Lindsey & Gideon Betsey Davis Peggy Ware & Sophia Strange my four children hereafter named having had their full share of my Estate thirty odd years ago viz: William George Mary Jones & Judith Keis-hell & In addition to what they have recd my Executor is Directed to pay each of the four children one Shilling each & lastly I appoint my son Lindsey McDaniel Executor of this my last will & Testament Revoking all other wills heretofore made by me In witness whereof I do hereunto set my hand & seal this 30<sup>th</sup> day June 1835

Signed sealed & Delivered

John McDaniel

In presence of

At a Court held for Amherst County on the 18<sup>th</sup> day of February 1839: This last will and Testament of John McDaniel deceased was produced in open Court & proved by the oaths of James Powell & Gideon Ginsley to be in the hand writing of the testator & signed by him which is ordered to be recorded - and on the motion of Lindsey McDaniel the Executor named therein who made oath thereto and together with Samuel Watts, Winston Woodroof and Henry W. Quarles his securities entered into and acknowledged a bond in the penalty of three thousand dollars conditioned as the law directs which is ordered to be recorded, certificate is granted him for obtaining a probat thereof in due form

Teste

Samuel Garland ch.

Know all men by these presents - That we Lindsey McDaniel, Samuel Watts Winston Woodroof and Henry W Quarles are held and firmly bound unto James Powell Zachariah D. Ginsley Gideon Davis and John W Broadus, gentlemen justices of the peace Court of Amherst County, now sitting, in the sum of three thousand dollars, lawful money of Virginia to be paid to the said justices and their successors in office: for the payment of whereof, well and truly to be made, we bind ourselves and each of us our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents - sealed with our seals and dated this 18<sup>th</sup> day of February 1839 and in the 6<sup>th</sup> year of the Commonwealth. The condition of this obligation is - That if the said Lindsey McDaniel executor of the last will and Testament of John McDaniel deceased, do make a true and perfect inventory of all and singular the goods, chattels and credits of the said deceased together with an inventory of the real estate within this Commonwealth which by the said will may be subject to authority and which have or shall come to the hands possession or knowledge of him the said Lindsey McDaniel or into the hands or possession of any other person or persons for him and the same so made do exhibit to the County Court of Amherst at such time as he shall be thereto required by the said Court and the same goods chattels credits and real estate do well and truly administer according to law and make a just and true account of his actings and doings therein when thereunto required by the said Court, and further do well and truly pay and deliver all the legacies contained and specified in the said will as far as the said goods chattels, credits and real estate will extend according to the value thereof, and as the law shall charge him then this obligation to be void, or else to remain.

in full force

Lindsey McDaniel  
Samuel Watts  
Winston Woodroof  
Henry W. Quarles