

Will, DE, Sussex, Robert Burton 1724

In the name of God Amen.

The 25th day of April Anno Domini 1724 in the 10th year of the reign of our Sovereign Lord George of Great Britain, France, and Ireland, King Defender of the face & c. I, **ROBERT BURTON** Jr., of the county of Sussex upon Delaware in the territories of Pennsylvania, Yeoman, being sick and weak in body but of sound and Perfect Memory, praise be to God for the same, and knowing the uncertainty of this life on Earth and being desirous to settle things in order to make this my last will and testament in Manner and form following, that is to say:

First and principally I commend my soul to almighty God, my Creator, assuredly believing that I shall receive full pardon and free remission of all my sins and be saved by the precious death and merit of my blessed savior and redeemer Christ Jesus, and my body to the Earth from whence it was taken to be buried in such decent and Christian manner has my executors, hereafter named, shall be thought meet and convenient.

And as touching such worldly estate as the Lord in Mercy hath lent me, my will and meaning is the same shall be employed and esteemed as hereafter by this my will is expressed.

And first I revoke, renounce, frustrate, and make void all wills buy me formerly made and declare and appoint this my last will and testament.

ITEM I give and bequeath unto my eldest son **WILLIAM BURTON** one Plantation on the Indian River where on I now live containing 324 Acres of land and 300 acres of land more lying over the branch in Maryland to him and his heirs forever, only my beloved wife **CATHERINE BURTON** shall have liberty and privilege in the said Plantation of all she has election of in for and during the time of her widowhood. Also I give unto said **WILLIAM** one bay mare, bridle, saddle and one two year old mare with her increase, which is commonly known by the name of Bonnie's 2 year old, and two cows and calves with their increase.

ITEM I give and bequeath unto my youngest son **SAMUEL BURTON** 200 acres of land lately taken up and adjoining to the Plantation before bequeathed I likewise give to the said **SAMUEL** my negro boy **TOBY**, not to be possessed by him till he shall be of age of 1 and 20 years old and then to him and his heirs forever.

ITEM I give and bequeath unto my second son **ROBERT [BURTON III]** and to my third son **JOSEPH BURTON** my Plantation and Angola Neck "vint" the lower Plantation to **ROBERT** and the upper to **JOSEPH** Long Point Gut to be the division between them thence from the gut to ??? show up the middle of ??? to the However, these plantations must not be sold to any person or persons whatsoever except to each other but in case either of them die without some male lawfully begotten by them, then it shall go to the surviving brother or his heirs, male, them to descend to my youngest son **SAMUEL** or his heirs, male, forever lawfully begotten by him but for want of heirs male, then to next heir at law.

Likewise I give to the said **ROBERT** and **JOSEPH BURTON** to each of them a three year old horse and to each of them a one year old with mare with their increase.

ITEM I give and bequeath unto my daughters **CATHERINE [BURTON]** and **ELIZABETH BURTON** one two year old mare with her increased to be equally divided between them.

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ITEM I give and bequeath unto my daughter **COMFORT [BURTON]** and **SARAH BURTON** one three year old mare with her increase to be equally divided between them.

ITEM I give and bequeath unto my beloved wife **CATHERINE BURTON** my to Negroes **BOSSAN** and **POMPEY** during the time of her widowhood, but in case she marry, than to return to the personal estate to be divided equally as here after mentioned.

ITEM I give and bequeath all the remainder of my goods and chattels unto my beloved [wife **CATHERINE**] **BURTON** and my seven youngest children viz: **CATHERINE, ELIZABETH, ROBERT, JOSEPH, COMFORT, SAMUEL,** and **SARAH BURTON** to be equally divided between them and to be paid according to the appraisement the boys as they arrive at the year 1 and 20 and the girls at the year of 16.

ITEM I leave my well beloved wife **CATHERINE** and my oldest son **WILLIAM BURTON** to be my sole executrix and executor, that they made take care to all the younger children brought up to learning and in the fear of the Lord.

In witness whereof I have set my hand and seal the day and your first above written.

ROBERT BURTON {seal, his x mark}

SAMUEL DAVIS
WILLIAM BURTON
DANET PENOYRE

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Memorandum this 28th day of May 1724 the above will **WILLIAM BURTON** and **DANET PENOYRE** appeared before me **PHILLIP RUSSELL** Deputy register for the county of Sussex upon Delaware and made oath on the holy evangelists that that in their sight, presence and hearing the above testator, **ROBERT BURTON**, signed, sealed, published, pronounced, and declared the above and within instrument of writing to be his will and testament and that at the above and within written instrument be his last will and testament and that he doing therein the testator, to the best of their judgment, was of a sound & disposing mind, memory, and judgment and whether they together with **SAMUEL DAVIS** signed as witnesses the execution thereof.

Test

PHILL RUSSELL register

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