Whereas John Burnley late of Hanover County, York River Virginia, Merchant was in his lifetime and at the time of his death seised and possess.d of a missuage and tenement situate lying and being in the parish of St. Davids and County of King William, and also of a tract or parcel of Land thereto adjoining, containing by estimation One thousand acres be the same more or less, and being so seised and possessed did on the tenth day of July in the year of our Lord One thousand seven hundred and seventy one, duly make and publish his last will and testament in writing, wherein are contained the following words to wit, "In the first place it is my will and desire that every thing I die possessed of may be sold and the money arising together with whatever may be owing to me, be applied to the discharge of what I may be indebted, and the remainder after paying my debts, be disposed of in manner and form following," and after these words a special and particular distribution is made of all the Testators Estate after the payment of his debts, as the same may more fully and at large appear from the said last will and Testament, recourse being thereto had among the records of the worshipful Court of Hanover County - Whereas Richard Burnley one of the Executors named in the said last will and Testament, took upon himself the burthen and Executor thereof, and departed this life without having fully executed the same, by reason whereof Zechariah Burnley one of the parties to these presents was by the worshipful Court of Hanover County appointed to be administrator of all the unadministered goods Chattels rights and Credits of the said John Burnley deceased, at a time when the said Missuage and tenement, and tract and parcel of Land remained unsold and has since taken upon himself to sell the same to Benjamin Temple Esq.r partie to these presents, but it is supposed that notwithstanding any thing in the said last will and Testament contained and the said administration to him, granted the Fee Simple Estate in the said missuage Tenement, and tract or parcel of Land, remain in Hardin Burnley of Hanover County Merchant as heir at law to the said John Burnley deceased, in so far that a sufficient tittle cannot be made to the purchaser without the concurrance of him the said Hardin Burnley; and whereas it is the desire of the said deceased should be well and truly executed according to the ~~xxx~~ true intent of the Testator as far as the same can be known: Now this Indenture made the fourth day of September in the year of our Lord, One thousand seven hundred and eighty three between Zechariah Burnley Esquire administrator of all and singular the goods and Chattels rights and credits of the said John Burnley deceased which heretofore were unadministered by the said Richard Burnley deceased of the County of Hanover Merchant, eldest Brother of the whole blood, and heir at law of the said John Burnley deceased of the one part, and Benjamin Temple of the County of King William Esquire of the other part Witnesseth that for and in consideration of the sum of Two thousand pounds to the said Zechariah Burnley and the father, and the farther sum of five shillings to the said Hardin Burnley in hand ~~xxxx~~, at and before the ensealing and delivery of these presents by the said Benjamin Temple to them the said Zechariah Burnley and Harden Burnley severally well and truly paid, the Receipt whereof is hereby acknowledged, they the said Zechariah Burnley & Harden Burnley according to their several interests therein, have granted, bargained sold and confirmed, and by these presents do fully clearly and absolutely, grant bargain sell and confirm unto the said Benjamin Temple his heirs and assigns

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