

The Will of Joshua Fry, proved 8 August 1754 in Albemarle County Virginia

This transcription is copied from the book "Colonel Joshua Fry of Virginia and Some of His Descendants and Allied Families", by George W Frye, 1966. The date that the Will was written does not appear.

In the Name of God, Amen. I Joshua Fry of the County of Albemarle, being in good Health and of Sound Memory, do make & declare this to be my last Will and Testament hereby revoking all others by me formerly made.

First, I give to my Dear wife Mary Fry the Use of my Land whereon I live purchased of Gulielmus Hudson and also of that part of my Land in Culpepper County which lies between the Robinson River and Crooked Run including the old Quarter during her life. I also Give my Said wife the use of one third part of my Slaves during her life further I give to my wife All my household Goods.

I give all my Slaves to be equally divided among my children, John, Henry, William, Martha, and Margaret Fry, the two thirds not held by my wife to be divided when my Son Henry shall be of the Age of one and twenty years. I mean the Slaves and their increase and the other third part and their increase After my wifes death; but if she should die before my Son Henry be of Age as Aforesaid; my Wille is that those Slaves and their increase be Joined with the Others and remain undivided till my Saide Son Henry be of Age, the profits arising from my Lands and Slaves which are not left to my wife for her life I allote for the Maintenance And Education of my children to the Saving of my Lands ande the Overpluss if Any to be Equally dividede Among my Children.

I Give to my Son John Fry and his heirs for ever, my lande purchased of Guliemus Hudson, but not to have use of it until the death of his Mother. I also Give him and his heirs for ever my Land purchased Messrs. Eppes and that which I took up adjoining. I also Give to my said Son A Tract of Land of About four Hundred Acres on Tye River Joining Col. Lomax's line as Also my part of the Order of Council to me and Mr. Turpin & Joining, also, I give him three Smalle Tracts making in the whole about five hundred Acres, with an Entry of four hundred Joining which last Should be pretty soon Surveyed as well as Mr. Turpins Order and mine to get inclusive patenty.

I Give to my Son Henry Fry and his heirs, forever, all my Land in Culpepper County on the Robinson and its Branches his Mother possessing that part which lies between the Robinson & Crooked Run during her life, my Son Henry has a Tract in his own name near the head of Bollings Creeke of the Fluvanna the patent for which is above three years old & I have entered a petition in my own on my Son John's name I cant telle which, Peyton Randolph Esq. & his Clerk have the care to get it continued but if it should not be likely that the Land may be Saved at the Falls by a Tenant on half Stocks let it lapse & a fresh grant be taken, if by me I give it to my Saide Son Henry & his heirs, if by my Son John I do hereby charge & command him to make his Said brother a Title in fee simple under penalty of forfeiting to his Said brother the lands on Briery Creek which in that Case I Give to my Son Henry & his Heirs.

I give to my Son William my lands on Willis's branches & on Glovers Road Containing about eleven hundred and Eighty Acres being three tracts included and Hitte in the Secretaries office my Said Son has in his own name two Tracts on Tongue Quarter and Buck and doe of Willy's lately included So that there will be no haste to Seat it but must be minded in time.

I Give to my Daughter Martha Fry and her heirs for ever my Mine Tract on the Meadows with Another Joining and including in all five hundred and thirty acres, also four hundred acres on the Milstone Branch

Joining Mr. Harvies Green Spring tract the inclusive patent for the first is not yet made out for that on the Milstone Branch. I lately had a patent Including Mr. Harvies which patent I left with Peyton Randolph Esq. to defend Mr. Harvie Against Landres & Mr. Harvie have a Deed if he desires it for his Green Spring Tract Against me or any claiming undeer me, I having no Right to the said Land though patented in my name being done by my Consent to prolong the time for Saving the Said Land.

I Give to my Daughter Margaret Frye and her heirs forever my Tract of Land on Porridge Creek and its branches Containing two Thousand and eighteen Acres being Composed of Several Tracts the inclusive patent for which is not yet made out, my Said Daughters having in their own names two Tracts on Rocky Run to which I have added four hundred acres on both sides of buffalo River purchased from John Warren and have included the three by a Certificate Lodged in the Secretaries office to come out in their joint names which they must divide equally between them.

I give to my friend Col: Jefferson my Surveying instruments All my personal estate excepting what is therein Mentioned I give to be equally dividede between my wife and Children already named as well as Money arising from the Sale of my Land in Brunswick which I hereby impower my Executors to Sell.

Lastly I do appoint my dear wife, my friend Colo: Peter Jefferson, and my son John Fry, executors of this my will.

Signed, Sealed and published; Joshua Fry L.S.
in the presence of John Martin and Samuel Cobbs

Will of Mary Micou Fry, proved October 1772 in Albemarle County Virginia

Mary Micou Hill Fry died August 20th 1772, having survived Col. Joshua by more than eighteen years. Her will, dated 10 September 1768, probated 11 October 1772, is as follows:

In the name of God Amen. I Mary Fry of Albemarle County being sick and weak but of sound Memory do make this my Last Will and Testament.

First I give to my Daughter Margareth Scott (wife of John Scott) and her heirs, forever, one Negroe man slave named Bob & likewise one Large Bed Quilt. I give to my Son Henry Fry all the rest of my estate & do enjoin him to pay to Ms Judith Scott five pounds which I give her. Lastly I do Constitute and appoint my son Henry Fry Executor of this my said Will, signed & sealed & published in the presence of Thomas Lomax; Sept 15, 1768

Notes on the Inventory of Mary Micou Fry:

. . . Albemarle 2/300 shows the Inventory of Mary Fry Decd at Colo. John Frys. Apparently she was living with eldest son John at her death and had given away most everything still in her name, if not governed by the will of her decd husband.

2 Tables
1 Round do
1 Cane

1 China Bowl
6 Old Leather Chairs
1 Looking Glass
1 Large Soop Spoon
1 Salver
2 Cans
2 Tea Spoons
1 Japan Tea Board
2 Bed Steads
1 pr Kitchen Andirons
1 Spit
1 Copper Kettle
1 pr Andirons
1 Large Iron pot
1 Turkey Counterpane
1 pr fine Sheets
Feathers
1 Bed and half
2 Large Canisters
1 Old Candlestick
3 pewter Dishes
1 Decanter
1pr pott Hooks Iron

For the Record:

Fry, Joshua.

Part of index to Albemarle County Wills and Administrations (1748-1800)

pp. 15-17. Will pro. 8 Aug. 1754.

pp. 59-60. Inv. & appr. rec. 8 Nov. 1759.

pp. 60-61. Inv. & appr. rec. 8 Nov. 1759.

p. 61. Inv. & appr. rec. 8 Nov. 1759.

pp. 62-63. Inv. & appr. of estate in Culpeper County rec. 8 Nov. 1759.

Will Book 2, 1752-1785 (Reel 34)

Fry, Mary.

Part of index to Albemarle County Wills and Administrations (1748-1800)

p. 300. Inv., undated.

pp. 302-303. Will pro. 5 July 1773 & 15 Oct. 1773.

Will Book 2, 1752-1785 (Reel 34)

Do you want to know more?

[Link to Joshua Fry \(database\)](#)