

In the name of God Amen I William Smith of the County of Halloway being sick but of sound mind and memory do make and ordain this to be my last will and Testament in manner and form following, that is to say. *In primis*. I will that all my just debts be paid by my Executors... Item I give and bequeath to my loving wife Lucresy one equal Third part of my whole estate both real and personal after my just debts be paid which equal Third part I give to her and her heirs forever. Item I give and bequeath to my Son Griffin one other equal Third part of my whole estate both real and personal after my debts be paid, to be possessed by him when he arrives to lawful age and not before, which said equal Third part I give to him and his heirs forever. Item my will and desire is that the other one equal Third part of my whole estate both real and personal after my debts be paid be retained for and is hereby given to the Child that my loving wife is now pregnant with; it be born alive to be possessed by that Child when it arrives to lawful age & not before and <sup>in</sup> case the said Child be born alive that in that case my further will and desire is that if either that Child or my Son Griffin should depart this life before they arrive to lawfull age or marry that then the other Child & my loving wife shall enjoy and fully inherit that Childs share thus departed. Item my will and desire is that if the Child my loving wife is now pregnant with should not be born alive that then and in that case my whole estate both real and

Personal is equally divided between my said wife Lacey and my son Griffin I then my will  
and desire is that my Executors hereafter named do lay off and divide the estate as devised above  
and allot to each party its full share accordingly Lastly I constitute and appoint my  
Friends Elisha Jeffers David Crenshaw and Burwell Smith Executors to this my last will  
and Testament hereby revoking all and every other will or wills heretofore by me made  
In Witness whereof I have hereunto set my hand and affixed my seal this first day  
of December in the year of our Lord Christ One Thousand Seven hundred and ninety five

signed sealed published and declared to be my  
last will and Testament in presence of

resilla <sup>his</sup> Weaver  
mark

William <sup>his</sup> Smith Seal  
mark

Hampton Waller

Richard Bennett

At a Court held for Potoway County at the Courthouse on Thursday the 4<sup>th</sup> of February 1796  
This last will and Testament of William Smith deceased was offered for prob. by Elisha Jeffers  
an executor therein named, and was proved by the oath of Hampton Waller and Richard Bennett two  
of the witnesses thereto, and is ordered to be recorded and on the motion of the said executor a  
certificate is granted him for obtaining a probat of the said will, he having taken the  
oath of an executor and with David Crenshaw his security entered into and acknowledged a  
bond according to law

Test Peter Randolph C. J. C.

Truly Recorded

Test