

State of South Carolina
Abbeville District.

In the name of God Amen
I James W. Wallace of the

County of Abbeville, being in health, but feeling the
inevitable of life do make and publish this
my last will and Testament,

Item 1st My funeral expenses, and all my just debts, including
the sum unpaid on Bank Notes, subscribed for by me
I direct my executor to pay from the Cash, I may
have on hand, the debts due me, and the property here
after directed to be sold

Item 2^d I bequeath to David Lewis Wallace, and Robert Henry Wallace
Shirley's Hundred Dollar in trust for my said second
wife of Benjamin Woodget to be for her sole and separate
use, said sum in such property or expenses in such manner
and at such time as the said David Lewis and Robert
Henry may think most suitable to her situation

Item 3^d I bequeath to my son Robert Henry all fees due to me
in the clerk's office

Item 4th I bequeath to my Daughter Mary Caroline and her son
Margaret and my sons Joseph James and William Alfred
each, one bed, bedstead, and furniture

Item 5th I have One hundred and fifty Two Shares Stock in the Bank
of Augusta, of these I set apart for my Daughter Mary
Caroline and son William Alfred Ten Shares each and
to my sons Robert Henry, Joseph James and Daughter Mary
Margaret Five Shares each these bequests to be over
and above the equal share which at hereafter all my
children are to have of my estate, being an addition
to give to one to make them equal, for equal interest
of the others

Item 6th I have made a loan on credit to some of my children
dependent of their education, and maintenance as
follows, to David Lewis Wallace to the amount of \$4752.00

" Francis Hugh	6105.00
" Robert Henry	4076.00
" Elizabeth Amanda	3835.00

James W. Wallace

Leave on hand, the debt due me and the property thereon
after dividing to be sold

Item 2^d I bequeath to David Lewis Wardlaw, and Robert Henry Wardlaw
Shew hundred Dollars in trust for my said second wife
wife of Benjamin Woodget to be for her sole and separate
use, laid out in such property or expended in such manner
and at such time as the said David Lewis and Robert
Henry may think most suitable to her situation

Item 3^d I bequeath to my Son Robert Henry all fees due to me
in the clerk's office

Item 4th I bequeath to my Daughter Mary Caroline and Hannah
Margaret and my Sons Joseph James and William Alfred
each, one bed, bedstead, and furniture

Item 5th I have purchased and sold two Shares Stock in the Bank
of Augusta, of these I set apart for my Daughter Mary
Caroline, and Son William Alfred Ten Shares each and
to my Sons Robert Henry, Joseph James and Daughter Hannah
Margaret Five Shares each these bequests to be over
and above the equal Share which as hereafter all my
children are to have of my Estate, being an addition
to give them to make them equal, for equal division
of the other

Item 6th I have made advancements to some of my children in
dependant of their education, and I am now once ad-
justed, to David Lewis Wardlaw to the amount of \$4752.00

" Francis Hugh	6105.00
" Robert Henry	4076.00
" Elizabeth Amanda	3835.00

James Wardlaw	
to Jane Eliza	4575.00
" William Alfred	5000.00

And of the above advancements are included in note
payable to me, and my desire is that nothing into consid-
ration advancements all my children should receive equal share
in value of my whole Estate and property except the
Five Shares of Augusta Bank Stock and other property
above bequeathed, but as to disburse with the

- my negroes and most or all of my Land.
- Item 7. To my Sons Robert Henry, Joseph James, and William Alfred their and assigns forever, I devise the following Land my first wife purchased from James Craig, 187. acres from James Hoag 376 acres, the balance of the balance of the land deducting the part conveyed to Jane & Owen, 32 acres, a part of the Eltingford tract, that lies on the west side of the River and 312. acres purchased of the Estate of James Boyd dead which I paid. I paid Robert Henry, Joseph James, and William Alfred at the rate of Six Dollars per acre, amounting to Ten thousand one hundred and thirty four Dollars, to be received by them as to much of that part of my Estate
- Item 8. To my Daughter Mary Caroline I allot my house and appurtenances in the village of Abbeville with 12. acres of Land, in which I own 19. acres adjoining St. Robert, conveyed to me by Geo. Bowie, 31. acres, which I own of the McIntire tract, and 11. acres, remaining to me of the Whitehall tract through which the Vienna Road runs, to be received by her at Two thousand Dollars and so much of her part, of my Estate, my Son William Alfred to live with Mary Caroline in the house free from rent,
- Item 9. My will and desire is that if my Sons Robert Henry, Joseph James and William Alfred, or my Daughter Mary Caroline or either of them should choose to take the Land, and house and appurtenances, devised and allotted to them, the said Land or house & appurtenances which they or either of them may refuse to accept, shall revert back to my Estate, the same as if no devise or allotment had been made.
- Item 10. Either of my tracts of Land, one on the west side of Longleaf Creek

Sec. 88 and 89

adjoining Land of John Starnes, John Tennent and John Joseph Davis dead another tract, on the east adjoining Land of John Wellen and the Tyeallens Camp Land, (and any of the Land above described if any should be shown to my Estate) any of my children that choose may at a valuation at which they are, if none should be chosen or settled of them, I shut my account to all claims and in such manner, as may be most advantageously and conveniently to have two equal parts of the

Richmond, Va. 1811
www.georgiapioneer.com
Five Dollars and five Cents, amounting to Ten Thousand Dollars
Thirty four Dollars, to be received by him as so much of the
of my Estate

Item 8

To my Daughter, Mary Caroline I allot my house and appurtenances
in the village of Abbeville with 19 acres of Land, on which
I stand, 19 acres adjoining of Baker, One of old to me
by Geo. Bowie, 31 acres, which I own of the M. L. L. tract, and
111 acres, remaining to me of the Whitehall tract through which the
Vienna Road runs, to be received by her at Two Thousand Dollars
as so much of her part, of my Estate, my Son William Alfred to
live with Mary Caroline in the house free from rent,

Item 9

My will and desire is that if my Son Robert Henry, Joseph James
and William Alfred, or my Daughter Mary Caroline or either of them
Do not choose to take the Land, and house and appurtenances,
divided and allotted to them, the said Land, or house I appurtenances
which they or either of them may refuse to accept, I shall revert
back to my Estate, the same as if no devise or allotment
had been made

Item 10

Either of my half of Land, One on the west side of Longleaf
Creek

Sec. 88^d and 89^d

adjoining Land of John Adams, John Tennent and Estate
of Joseph David Dec'd another tract, on the east adjoining
Land of John Nelson and the Tuckahoe Land, (and
any of the Land, above described if any should be known to
be my Estate) any of my children that choose may have
at a valuation at half of what I own, If none choose to take
them or either of them, I shall my Executors to sell at Public
time and in such manner, as may be most advantageous
to my Executors, to have two equal portions of Land
own in Alabama, sold on same terms

Item 11

With the and residue of my property of every description
(except books) I direct my Executors to sell, except my
negatives, which are to be stored; as before provided
and which I request my children not to take
same from necessity requires

Item 12

My Land, in Abbeville District (not having
disposed of by division, or otherwise, which

and
and
and
and

at their at their option may or may not take
negroes, and all my Bank Stock, except the share
I have, above mentioned I wish to be fairly
at Cash paid, by five, respectable disinterested
Gentlemen, to be appointed by the Clerk, Sheriff, Justice
and Commissioner, in Equity, for the County of
the time being, each of those officers appointing one
and the four so appointed, appointing the fifth, and
that sitting, into consideration the advancements above
set forth, and any surplus of the funds set apart
for the payment of debt, which may not be necessary
for that purpose, I desire, those five Commissioners to make
the share of my nine children equal in the whole inde-
pendent of the, Clerk's fees, bills and furniture, and the
five share Bank Stock, aforementioned, and of any
such portions of my Estate, as may be in debt
uncollected, or remaining to be sold, which can afterwards
be equally divided

Item 12. The share of my daughter Mary Caroline, which may be
over and above, the interest in the house and I have
divided to her (provided she may choose to retain or
keep said House and Land, and one negro boy and
girl which I bequeath to her, if she wished the same
at graduation, regard being had to the price set upon
they required, in advancements made to

James W. and Lucie. My other
children, and valued accordingly, my Caroline, to
choose said Boy and Girl, before the above, division
takes place, the balance of that share, I desire the
Commissioners to make up at what there may be the fair
market value of Bank Stock, or good Bonds or good
notes, and the whole, of the property real and personal
above bequeathed or set apart for my Caroline I give
to My Sons Francis Hugh, Joseph James, and
son in Law, Thomas C. Perren, the Survivor or Survivors of
the three, for the sole and separate use of my daughter
Mary Caroline, not at all subject to the debts contracts
or engagements of any other person, she to have the power of
disposing, selling and conveying that share, when the same
shall be paid.

for the payment of debt, which for that purpose, I desire, those five Commissioners to make the share of my nine children equal in the whole value of the debt of debt, bills and furniture, and the five shares Bank Stocks, as forementioned, and of any such portions, of my Estate, as may be in debt collected, or remaining to be sold, which can afterwards be equally divided.

May 12. The share of my daughter in my Caroline, which may be over and above the interest in the House and Land divided to her (provided she may choose to retain or keep said House and Land, and one negro boy and girl which I bequeath to her, if she wisheth the same at valuation, if not being had to the price set upon them agreed, in an agreement made to

I named & addressed. My other children, and valued accordingly, my Caroline, to choose said Boy and Girl, before the above division takes place, the balance of that share, I desire the Commissioners to make up at what they may be the market value of Bank Stocks, or good Bonds or good notes, and the whole, of the property real and personal above bequeathed or set apart, for my Caroline I give to My Sons Francis Hugh, Joseph James, and Son in Law Thomas C. Perrin, the Survivor or Survivors of us, to have the sole and separate use of my Caroline and My Caroline, not at all subject to the debt contract or engagement of any other person, she to have the power of receiving interest and profits of her share, when the same shall have been drawn or collected and paid to her by the Trustees but not of handing or encumbering the Capital, and the whole to be subject to her disposal by last will and Testament, or if she should die without making such last will and Testament to go to her heirs General, the said Trustees to have power to sell and convey any portions, or part of that share real or Personal, and to invest the proceeds in Trust upon

like lands and Conditions, but it is my earnest desire that all my
all my Carolina property, that may be in Bank Stock, should be
as John & Gaff's institutions, or in Bank Bonds, or notes, or other
without trouble (and if by expiration of a Bank Stock provided
otherwise her property should be changed; the Trustee should look a Bank
as possible in settling the funds judiciously to all the I care for her interest
should be.

Stamp 14. all the Estate and property, portion and Share herein bequeathed to
Daughter Elizabeth Ann and I hereby do and appoints to her, for
and during her natural life only to her Sole and Separate use
not subject to the debts, Contracts engagements, or Contracts of her
present or any other Heirs and, and from and after her death
to her descendants in such manner, part share and proportion as
may direct and appoint by any writing under her hand, carried
in the presence of two or more credible

S. J. Wardlaw.

And in default of any appointment to be made by her, to her child
amongst those descendants, so that any child she may have living
at the time of her death may have an equal share, and the
descendants of any deceased child of any, may take the equal share
of such ~~deceased~~ child to be divided amongst themselves, children of
deceased parents if any

Stamp 15. I will and direct that for every share, interest, portion or Legacy
bequeathed to my Daughter, Elizabeth Ann and by the Successor
Clause, with the limitations therein contained, her receipt, by
herself or agent Constituted under her hand, shall be a suffi-
cient discharge to my Executors, And that in all partitions
divisions, divisions, or arrangements, to be made by me or
by others, there and my Executors she shall be the representative
of all such share interest, portion or Legacy as she I am
had been bequeathed to her absolutely and she were a single
woman, the rights of her descendants subsisting only at her
her and theirs

Stamp 16. My Portrait and Gods Family Bible, I give to my Son David
I will the rest of my Book & Notes divided amongst all my

Stamp 17. I appoint my Sons David Lewis and Robert Henry
of this my last will and Testament, authorizing them, or either
of them to convey the Lands that may be sold by virtue of

not subject to the debt, Contract, engagement or liability of the
present or any other Heir and, and from and after her death
to her descendants in such manner, form share and proportion
may direct and appoint by any writing under her hand, and
in the presence of two or more credible

Ed. Wardlaw.

And in default of any appointment so made by her, to be shared
amongst those descendants, so that any child whom I have living
at the time of her death may have an equal share, and the
descendants of any deceased child if any, may take the equal share
of such ~~deceased~~ child to be shared amongst themselves, children of
deceased if any

Item 15th I will and direct that for every share, interest, portion or legacy
bequeathed to my Daughters, absolutely and unconditionally, by the
Clause, with the limitations therein contained, her receipt, by
herself or agent constituted under her hand, shall be a suffi-
cient discharge to my Executors, and that in all negotiations
judgments, decisions, or arrangements between my legatee or
legatees, there and my Executors she shall be the representative
of all such share interest, portion or legacy as if I were
had been bequeathed to her absolutely and she were a single
woman, the right of her descendants subsisting only as between
her and them

Item 16. My Portraiture and Scotts Family Bible, I give to my Son David
I give the rest of my Books to be divided amongst all my children

Item 17. I appoint my Sons David David and Robert Henry
of my last will and Testament, authorizing them, or either
of them to convey the Lands that may be sold by virtue of
my will, and I authorize them to sell at public or private sale
upon such terms and at such times as may appear
advantageous. Whatever property I have situated to be sold

I do hereby declare I have herewith set my
and Seal this Sixth day of June in the year of
Lord One Thousand Eight Hundred Forty
all former wills, and I declare that I Contain
and with my name signed at the bottom of

98
Will of
James
Wardlaw
Continued

to be my last will and Testament,
Signed, Sealed, published, and declared
as and for his last will,

James Wardlaw

And

Testam ent by the said James Wardlaw,
in presence of us, who in his presence and
in presence of each other have hereunto set
our hands as witnesses.

James Wardlaw, Test

Charles H. Cotton
Jno. S. Livingston
J. H. Cobb.

Codicil

I bequeath to my Grand Daughter, Hannah Albemarle, a negro
girl between the eight & fourteen years of age, to be settled
by my executor. Any will or appointment made to either of my
children in the date of the preceding will I desire to
be stricken into the estate in making the division, between
my children.

Signed, Sealed, published and declared,
as and for a Codicil to his preceding will
by the said James Wardlaw, this 24th
Septemb^r 1846, in presence of us, who in
his presence subscribed our names, thus,

J. Bent
John H. Stet.
Jno. S. Livingston

his
James X Wardlaw Test
m ark

At a Court of Ordinary held in and for the County
of Richmond on Thursday the 5th Day of January
1847, The last will and Testament of James Wardlaw deceased
Late of South Carolina, was put on file in Court, and being
duly testified to according to Law was ordered to be
recorded.

Upon the application of James W. Davis for
Administration on the Estate of James Wardlaw deceased
Late of South Carolina (with the will annexed) and it appearing
that Edward had no lawful blood and no objection

Should be
In & Livingston
I H Cobb.

Codicil

I beg leave to my Grand Daughter, Hannah Bonham, a young
Girl to have the right of intermarriage of age, to be settled
by my executor. Any will or contract made to either of my
children since the date of the preceding will I desire to
be stricken into the estate and in making the division, between
my children

Signed, Sealed, published and decreed,
 as and for a Decree to his preceding will
 by the said James M. Wallace. this 24th day
 of Sept. 1844, in presence of us who in
 his presence Subscribed our names. Thus,
 3

A Bunt.

Sohn W. A. Aepf.

Sac. H Livingston

his

James H. H. as above
in alt

At a Court of Ordinary held in and for the County
of Richmond on Thursday the 5th Day of January
1843. The last will and Testament of James W. Adams, dec'd
Late of South Carolina, was presented in Court. and being
duly testified to according to Law was Ordered to be
recorded.

Upon the application of James W. Garrison for
 Administration on the Estate of James W. Garrison deceased
 late of South Carolina, with the will annexed and it appearing
 that Estabrook had no legally bound and no objections
 It is Ordered that Letters of Administration be granted to him
 by his of wife bond and security, in the sum of
 Three thousand Dollars,
 Geo. L. Briggs, appeared
 the said James W. Garrison came into Court and
 was duly qualified

Jeff

Wm. P. Dugan. OK.