

In the Name of God. Amen.

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I have M. Bennett being of sound and disposing mind memory and understanding, thanks to Almighty God for the same, I do now make publish and declare this, as my last will and Testament: hereby revoking and cancelling every other will and Testament by me at any time heretofore made published and declared.

I direct my Executor hereinafter named in this will and Testament, to pay and discharge all lawful debts by me due or owing. I give devise and bequeath to my son James B. Gordon, my home place and residence at Flat Rock, in the State of North Carolina, with the furniture of all kinds and all the appurtenances to it belonging.

absolutely and forever. And thus I do in return for the increasing devotion and affection which for so many years, he has given to my declining years. Other duties which have pressed upon my other children did not permit them to do, what my son has done, and they will recognize in this duty which I discharge to him, that which is just and proper.

I give devise and bequeath to my dearly beloved children who may survive me, and to the child or children of such as may have pre-deceased me, all the Estate real and personal of which I may die seized or possessed or in and over which I may have under any deed or instrument, a power of appointment and not otherwise disposed of in this my last will and Testament to be divided into five equal parts or shares: And one of the said shares I do give devise and bequeath and appoint to each of my said children or the child or children of such as may have pre-deceased me, absolutely and

forever. Subject nevertheless to any and
 all the conditions and reservations
 hereinafter set forth and expressed.
 The part or share to my daughters if
 living to be paid to them and their
 acquittance for the same to discharge my
 said Executor. In the distribution of the
 property real and personal which I
 have heretofore made whether in
 the exercise of any power of appointment
 or in giving devising and bequeathing the
 same by this last will and testament.
 the condition and reservation which I
 annex to the same; And subject to
 which the same as a whole, and each
 and all the shares of the same, shall
 be held and taken as subject, is as follows.
 As losses and diminutions of value
 have occurred in the said property
 which has been held by my son James
 B. Gordon, as Trustee; but for which he
 is not morally liable, and should not
 be held legally liable; as in all cases
 of such result, I have been fully infor-
 med and have approved his conduct
 in the same and as it is proper that
 he should be protected from all liability
 and indemnified against any and every
 claim and demand which may arise
 or be made against him by any
 person or persons whomsoever because
 of such losses or diminutions in value
 of the property so held by him in
 trust; I do therefore and hereby declare
 that it is my will and intent, and
 it shall be taken as a condition
 of the devise and bequest herein
 made of all the property devised
 and bequeathed to ~~my~~ said Children,
 except that specially given to my son
 James B. Gordon; that the same in
 whatsoever manner I can have or
 exercise over it whether by appointment

or otherwise, the power of disposition or direction of it, shall be held by him as protection for him against any liability: and indemnity against any claim demand loss or damage, which may be made against him as such Trustee, and I do now further desire, and do so now desire, that when and so soon as the several parties, who have or may claim to have any interest in the property for which my said son James shall have been acting as trustee shall execute and deliver to him full and perfect acquittance, release and discharge of and from all claim and demand whatsoever which have arisen or may arise, to them, against my said son James, for or by reason of his having been or being such Trustee: then and upon the execution and delivery by all such parties of such full and perfect acquittance, release and discharge to my said son James the condition and subject to which I have made any devise or bequest to my said children, except that to my son James B. Gordon shall be thenceforth discharged, and all the property that is covered and included and subject thereto and every part of the same, shall be disposed of among my said children as I have hereinbefore directed, with such deductions from the same as may be necessary for the payment of the pecuniary legacies hereinafter set forth— I give devise and bequeath to my beloved Sister, Pamela Burges One Thousand Dollars and my Chamber Furniture, whenever she may need this no longer. She will doubtless give it such direction

as both of us would approve
 I give devise and bequeath to
 each of my nieces Anna J. Mayrant
 Jane G. Trenholm, Kate Watkins, Caroline
 Simons, Pamela M. Sparkman and
 Eliza Sparkman the sum of One
 hundred Dollars. I wish now
 to add to my children this parting
 advice and request: which with
 my blessing on the heads of my dear
 children, will live after me.
 If there shall come, as I trust will
 not, any disagreement or difference in
 opinion concerning this my last
 Will and Testament or any thing
 that is therein, then and in such
 case, I do enjoin it upon my said
 children to refer and submit such
 disagreement or difference to the binding
 decision of my friends C. G. Munroe
 and A. G. Magrath or either of them;
 or any other friends of mine and of
 my dear children. Lastly in nomi-
 -nating an Executor of this my
 last Will and Testament and
 having regard to the expediency
 of arranging all matters to be dis-
 -posed of under it as soon as may
 be done conveniently I have considered,
 it well to charge but one person
 with the same, and that person if one
 is appropriate, my eldest child and
 son. On him I will devolve the
 trouble, making all others equal
 sharers with him in my love and
 affection. I now nominate
 Constable and appoint my
 eldest child and son James
 B. Gordon Executor of this
 my last Will and Testament.
 In witness whereof I
 have hereunto set my hand
 and seal this Twenty Seventh

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day of January in the Year
of Our Lord One Thousand
Eight Hundred and eighty
one.

Jane M. Bennett *Seal*

Signed sealed and published by the
Testatrix as her last will and Testament
in our presence, who in her pres-
-ence and at her request and in
the presence of each other have hereunto
subscribed our names as Witnesses,
A. G. Magrath, - C. K. Huger - Jane Isabella Huger.

Probate in Common Form before William
Vincent Esq. J. P. C. C. March 6th 1883 at
same time qualified James B. Gordon Executor
named therein.

State of South Carolina
Charleston County

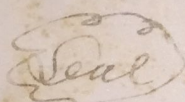
Present Hon. W. E.
Vincent Probate Judge for the County -
of Charleston.

Personally appeared A. G. Magrath -
a subscribing witness to the annexed
instrument purporting to be the last will
and Testament of Jane M. Bennett, late
of Charleston deceased, who being duly
sworn deposes and saith, that he was
present and did see the said instrument
of writing duly executed by the said Jane
M. Bennett. And the deponent further
saith that the said Jane M. Bennett at the
time of executing the said instrument of
writing was, to the best of deponent's knowledge and belief
of sound and disposing mind memory and
understanding, and that he with C. K. Huger and
Jane Isabella Huger, in the presence of each other
and in the presence of the said Jane M. Bennett
and at her request signed their names as witnesses to the
Execution of the same. A. G. Magrath - Sworn to before me
the 23^d April A D 1883 - William E. Vincent Judge of Probate.

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State of South Carolina
Charleston County
Probate Court

I William C. Vincent Judge
of Probate of Charleston County
do hereby certify the foregoing page
to be and contain a true and correct
copy of the Last will and Testament
of Jane M. Bennett deceased.
of Record and Probate in this
office the day and year above mentioned.
— Given Under my hand and seal
of office this 5th day of March
A.D. 1883



William C. Vincent
Judge of Probate
Charleston Co

The State of South Carolina In Probate
Charleston County } Court

I William C. Vincent Judge of
said Court and Ex officio Clerk
do hereby certify the annexed
proceeding pages to be and
contain a true and authentic
copy of the original last will
and Testament of Jane M.
Bennett deceased, late of City of
Charleston deceased, and of the
wholeness thereof as the same has
been admitted to Probate
and Record in this Court under
a Decree dated 6th day of
March A.D. 1883 in conformity to
the laws of this State. That the same
contains unrevoked and in full force
and effect. I do further certify
that James B. Gordon of Charleston
nominated executor was in due
form of Law qualified executor on
the said 6th day of March A.D. 1883

and to him and in his name
Letters Testamentary issued under
the hand and seal of said Court
and duly entered of Record.

I do further Certify that no Letters
Testamentary or of administration
has been granted to any other person
under said will nor has the same
been revoked but continues in full
force and effect -

I do further Certify that I am
Judge of the Court of Probate for
said County and that in my
official capacity as Judge, I am
in Law & office sole clerk and
that there is not any other clerk
of said Court or any other officer
Judge Chancellor or Vice Chancellor
of said Court having supervision
of the acts of the Judge of Probate
of said County - I do further
Certify said Court is a Court
of Record and that the Records
are in my sole custody possession
and keeping and under my sole
control - I do further Certify that
this Testimonial and the foregoing attest-
ation is made in due form of Law.

In witness whereof I have
hereunto set my hand and
official seal this seventeenth day
of March Anno Domini Eighteen Hundred
and Eighty three

Seal

William E. Nye
Judge of Probate &
Ex Officio Clerk