

BENJAMIN WALLER

God

In the Name of/ Amen, I Benjamin Waller of Abbeville District & State of South Carolina, being Weak in Body but of sound mind & Memory & being sensible of the Decay of Mortality, do make & Ordain my will and Testament in form Following-----

Impremis, I commend my soul to God that gave it Hoping for Redemption thro the Merits of Jesus Christ & as to my body I desire it may be Inter'd in Such Christian like manner as my Executors here after mentioned shall direct--

Item I give unto my wife Joanna none Negro Woman Rachel & her youngest Child Willis. I also Give unto my said wife Joanna. the following Negroes, upon Condition that she does Relinquish her Right to her thirds or lower of my Estate-- (TO Wit) Fielding, instead Clee. & Garrett-- Item I give & bequeath unto my eldest daughter Betsy Thompson Waller my Negro boy samson to her & her Heirs for ever-- my Negro boy

Item I give unto my daughter Matilda Waller/ Jacob to her & her Heirs for ever. Item I give unto my son John Harvey Waller my Negro Woman Clara & her youngest Child Jack to him and His Heirs for ever- Item I give unto my son Guilford Waller my Negro woman Sukey & her youngest Child Precilla----- Item I give & bequeath unto my daughter Hulda Waller my Negro boy Levy to her and her Heirs for ever.-

Item, I give unto the Child my wife is now pregnant with- my Negro Girl Moriah & Agga, (to him or her) & their Heirs forever- Item- In Case my wife should agree to the before mentioned Condition- I give unto wife Two Good Feather Beds & Furniture, and my Cupboard & Cupboard Furniture Glasses only Excepted--also Two Iron Pots a large & Small one, & a Dutch Oven & a Pair of Tongs

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Beds & Furniture, and my Cupboard & Cupboard Furniture
Glasses only Excepted--also Two Iron Pots a large & Small
one, & a Dutch Oven & Pot Hooks one pair of Fire Dogs Tongs
& Shovel- Item, it is my will & Desire that Each of my
Children as they come of age or Marry should have one Good
Feather Bed & Furniture- with what is before Given- Item is
my will & Desire that all my Children Should Remain with
their Mother During her widowhood, & the minority of the
Children & that she should have the ^{shop} care of them- but

In Case she should marry again, my Children is then to be in the Care of my Executors Hereafter Mentioned- & In case one of my Children Shou d die leaving no lawfull Issue, it is my will & Desire that their part or parts if more than one shou d die leaving no lawfull Issue for their parts to be Equally Devided amongst my Surviving Children or their Lawfull Representatives(Item) It is my will & Desire that after my Just Debts are paid, that all my Estate Real & personal not Heretofore bequeathed to my Wife & Children should be Sold on a Credit of Twelve Months & the money arising therefrom to be Equally Devided amongst all Children Each one to take his portion as he or she comes of age- or marries- Item, I also, nominate and appoint my beloved wife Joanna Waller my Executrix during her widowhood. I also appoint my friends James Watson Nathan Laydon & Abraham Marshal Executors of this my last will & Testament- and ~~revoking all other will or wills by me Heretofore made De-~~ claring this to my last will & Testament. In Witness Whereof I have Hereunto Set my hand & seal this first day of March in the year of our lord one thousand Eight Hundred & four

Benj Waller ((L.S.))

Acknowledged

In presence of

Joseph Wardlaw

Ann Conner

his

William K Meeks This hand

mark

Recorded in Will Book No. 1 Page 294

Box 96 Pkg., 2366

Proven the 19th of April 1804

Recorded date Abbeville County Wills 1787-1815

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