

Box 15 The State of South Carolina — In the name of ^{almighty} God: Amen.
No. 24 I, John England. Native of Ireland and naturalized Citizen of the United
States of America, Bishop of Charleston in the United States of America, being
at this time infirm in health, but of sound and disposing mind and memory.
And being desirous now to settle my worldly affairs Do make declare and publish
this my last Will and Testament hereby revoking and making void all former
Wills and Testaments by me at any time heretofore made. First - all the property
real and personal of every kind and description whatsoever which I have held
and am now possessed of either in my official Capacity as Bishop of the Diocese
of Charleston aforesaid or as an individual either in my own right or in Trust and
which is subject to my control and disposition consists first of certain real Estate
held by me in my own name absolutely and in fee simple, but under an implied
Trust for the use of the Diocese of Charleston, which has been at all times heretofore
held and managed by me according to my own discretion and best judgment for
the use and benefit of the said Diocese of Charleston - Second of certain real
Estate which has been from time to time ^{by me} purchased by and with the proceeds arising
and accruing from the said property first above mentioned And by and with the
funds of the said Diocese which came into my hands for the use of the said Diocese -
which said real Estate has been also held and managed by me in the same manner
and under the same implied Trusts as is above expressed concerning the real Estate
first above mentioned - third the Lot of Land and the buildings thereon situate
lying and being in the City of Charleston on the North side of Broad Street on which
the Convent of the Ursulines now stands which Lot of Land was purchased with
funds being at the time of the said purchase

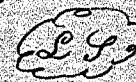
which said real estate has been also held and managed by me in the same manner and under the same implied Trusts as is above expressed concerning the real Estate first above mentioned - third the Lot of Land and the buildings thereon situate lying and being in the City of Charleston on the North side of Broad Street on which the Convent of the Ursulines now stands which Lot of Land was purchased with funds being at the time of the said purchase under my control and concerning which I have hitherto made a declaration of Trust now in the possession of the Society of Ursulines thereon at this time residing - fourth sundry Lots of Land on some of which Churches have been erected situate lying and being in the States of North and South Carolina and Georgia some of which said Lots of Land are held by me absolutely in my own right in fee simple and others in Special Trust for religious purposes but all of which are designed for the use of the Church in the several States in which the same are situated - fifth - property both real and personal and of different kinds and descriptions which I hold and am possessed of in my own name absolutely, including such as I have for special purposes and such as I have in my own right to and for my own use and individual benefit - Secondly, I give devise and bequeath all my property real and personal of every kind and description whatsoever so far as I have the right and power of disposing of the same, and I hereby grant assign and transfer all my right title interest and power of to in and over the same and every part and parcel thereof to my friends now named as follows to wit the Reverend R I Baker, Patrick O'Neill and J I Sullivan Trustees of the Catholic Apostolical and Roman Church now attached to the Diocese of Charleston

and Doctor John Bellinger, Thomas I. Roger, Martin Roddy, Edward Moulton, James B. Smith, Eugene Chuchet, John Clarkson and Doctor J. C. W. McDonald or each of them as will act therein as Trustees. To have and to hold the same unto the said Trustees above named and the survivors or survivor of them, their heirs, executors administrators and assigns for ever - In special trust and confidence nevertheless to for and upon the uses trusts intents and purposes and subject to the powers provisions and declarations herein after contained and expressed of and concerning the same that is to say: I do trust to keep protect control manage and dispose of the same and every part and parcel thereof for the best interests of all persons whomsoever, Corporate bodies and societies concerned in the same according to their true just legal and equitable rights therein and especially for the interests of the Diocese of Charleston in the same manner as I should and ought to do if I were then living to be settled and determined by and amongst the said Trustees before mentioned as aforesaid according as the majority of them shall from time to time think fit and determine. It is my Will and desire that all property real and personal of every kind and description whatsoever which I may die seized and possessed of in my own right and to and for my own use and individual benefit, and unaffected by any special Trust expressed or implied should be managed and disposed of by my said Trustees before mentioned as aforesaid according to ^{the} mode herein before described in the exercise of their collective power for the use and benefit of the Diocese of Charleston subject nevertheless to such application as I shall hereafter presently direct and change. The peculiar nature and character of, and the circumstances affecting, all and every part of the property herein and hereby placed under the control and direction of my said Trustees before mentioned as aforesaid may be ascertained and explained by reference to the ~~Will~~ ^{Will} deeds, Documents Letters and other papers which will be in charge of my Executors herein after named

Letters and other papers which will be in charge of my Executors herein after named and to which reference may hereafter be made. I shall leave in charge of my said Executors a paper containing written instructions under my signature for the management of my affairs which my said Executors and the said Trustees before mentioned will be pleased to consider only as recommendations subject to such modifications as they in their judgment under all and any circumstances hereafter arising may consider the occasion shall require. It is the intention of this my will and I hereby declare and direct that my said Trustees hereinbefore named as aforesaid shall have and hold all the property real and personal of every kind and description whatsoever so far as I have the power and right of disposing of the same. And shall have and exercise all my right title interest and power of to in and over the same and every part and parcel thereof until such time as the Holy See can regularly and canonically appoint and shall so appoint my successor as Bishop of the Diocese of Charleston aforesaid and such succession shall be placed in the actual possession of his said Office of Bishop of the said Diocese and ^{my} income capable of taking and holding all and every part of the said property real and personal and to exercise all the rights and powers herein and hereby intended to be conferred upon him And from and immediately thereon and as soon after as my said Trustees herein before mentioned as aforesaid can and shall be exonerated and discharged from all costs charges and liabilities by reason of the said Trust, then it is my will that all the Estate right title interest and power herein given granted devised and bequeathed unto my said Trustees herein before mentioned as aforesaid shall be vested in my said Successor free and discharged from all Trusts restraints and incumbrances whatsoever created and arising in and by this my last Will and Testament And I hereby give and bequeath

single may consider the occasion shall require. It is the intention of this my will
and I hereby declare and direct that my said Trustees hereinbefore named as aforesaid
shall have and hold all the property real and personal of every kind and
description whatsoever so far as I have the power and right of disposing of the
same, And shall have and exercise all my right title interest and power of to
in and over the same and every part and parcel thereof until such time as the
Holy See can regularly and canonically appoint and shall so appoint my suc-
cessor as Bishop of the Diocese of Charleston aforesaid and such successor shall be
placed in the actual possession of his said Office of Bishop of the said Diocese and
become capable of taking and holding all and every part of the said property real
and personal and to exercise all the rights and powers herein and hereby intended
to be conferred upon him And from and immediately thereon and as soon after as
my said Trustees herein before mentioned as aforesaid can and shall be exonerated
and discharged from all costs charges and liabilities by reason of the said Trust,
then it is my will that all the Estate right title interest and power herein given
granted devised and bequeathed unto my said Trustees hereinbefore mentioned as
aforesaid shall be vested in my said Successor free and discharged from all Trust
restraints and incumbrances whatsoever created and arising in and by this my last
Will and Testament And I hereby give grant and confer upon my said Trust-
tees above mentioned as aforesaid full power and authority and I direct and require
them at such time whenever it shall so happen to execute all such Deeds and other
Instruments of writing as may then be necessary and proper for the purpose of

198 effect to my intentions herein expressed and declared of and concerning the same
And as by my said Successor as Bishop of the Diocese of Charleston or his Council
learned in the Law shall be reasonably devised advised and required to have and
hold unto my said Successor his heirs Executors Administrators and assigns for ever and
subject nevertheless to the following special charge that is to say - I hereby direct that
my said Trustees herein before mentioned as aforesaid and my Executors herein after
mentioned and my said Successor as Bishop of the Diocese of Charleston aforesaid
shall faithfully keep and perform the covenants and engagements entered into by me
in and by a certain Deed of Indenture made and executed by and between myself and
Doctor John Bellinger Trustee for Miss Eliza M Ogier on the twenty sixth day of
March in the year of our Lord one thousand eight hundred and forty two, and for the
full and faithful performance of the covenants and engagements therein contained
I hereby charge all my Estate real and personal of every kind and description what-
soever - ^{Third} I hereby nominate constitute and appoint the Reverend R. D.
Baker, Patrick O'Neill and J. J. Sullivan the Executors of this my last Will and
Testament In witness whereof I the said John England the Testator have
to this my last will and Testament contained in Two sheets of paper and covering
five sides thereof - to the first four set my hand and to this fifth and last side
thereof set and put my hand and seal at Charleston this twenty sixth day of March
in the year of our Lord one thousand eight hundred and forty two and in the sixty
sixth year of the Sovereignty and Independence of the United States of America

X John England Bishop
of Charleston } 

Signed Sealed Published and declared by the said John England the Testator
as and for his last will and Testament

Of Charleston }
Signed Sealed Published and declared by the said John England the Testator
as and for his last Will and Testament in the presence of us who in his presence in
the presence of each other and at his request have subscribed our names as wit-
nesses thereto -

John Kirby - Thomas Shannon - Patrick Joseph Caffery -
Proved before Thos Lebre Esq. C.C.T.D. - this 19th day of April 1842 - On the
22nd April 1842 - Qualified R.S. Baker - Patrick O'Neill & J.S. Sullivan Executors -

The State of South Carolina - Whereas I, John England Bishop
of Charleston have made and duly executed my last Will and testament in writing
bearing date the twenty sixth day of March in the year of our Lord one thousand
eight hundred and forty two - Now I do hereby declare this present writing
to be a codicil to my said will and direct the same to be annexed thereto and
taken as a part thereof - And I do hereby direct my said Executors Trustees
and Successor as Bishop of the Diocese of Charleston that they and every of them
shall permit and suffer Miss Eliza M Ogier to use and occupy the three rooms
in the house in Queen Street in the City of Charleston in which she now resides free
from all charge for rent or otherwise together with all the privileges of the Lot and
outbuildings, ^{which she now occupies} and I hereby charge my Estate with the payment of the State and City
taxes and of all necessary repairs thereon; so long as the said Eliza M Ogier shall
live and desire to reside therein And so that the same shall in no way be liable
for her debts or contracts respecting the same - And I hereby nominate and
appoint as Trustees according to the provisions of my said will instead of the per-
sons heretofore named as Trustees in my said will and as substitute therefor
the following named persons or such of them

Proved before Thos Lebre Esq. O.C.T.D. this 19th day of April 1842 — On the
22nd April 1842 — Qualified R. S. Baker — Patrick O'Neill & T. S. Sullivan Executors —

The State of South Carolina — Whereas I, John England Bishop
of Charleston have made and duly executed my last Will and testament in writing
bearing date the twenty sixth day of March in the year of our Lord one thousand
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to be a Codicil to my said Will and direct the same to be annexed thereto and
taken as a part thereof — And I do hereby direct my said Executors Trustees
and Successor as Bishop of the Diocese of Charleston that they and every of them
shall permit and suffer Miss Eliza M Ogier to use and occupy the three rooms
in the house in Queen Street in the City of Charleston in which she now resides free
from all charge for rent or otherwise together with all the privileges of the Lot and
outbuildings, ^{which she now occupies} and I hereby charge my Estate with the payment of the State and City
taxes and of all necessary repairs thereon; so long as the said Eliza M Ogier shall
live and desire to reside therein And so that the same shall in no way be liable
for her debts or contracts respecting the same — And I hereby nominate and
appoint as Trustees according to the provisions of my said Will instead of the per-
sons heretofore named as Trustees in my said Will and as substitute therefor
the following named persons or such of them as may consent to serve as Trustees
aforesaid that is to say The Reverend R S Baker, Patrick O'Neill, and T S Sullivan
Doctor John Bellingh Thomas J Roger Martin Roddy, Edward Motel, James
Paston Theodore (Wesley) John Magrath John Clarkson Doctor J C W —

McDonald hereby investing my said Trustees herein now mentioned with all the rights powers and duties in my said Will before specified and particularly

In witness whereof I the said John England have hereunto set my hand and my seal Dated at Charleston this fifth day of April in the year of our Lord one thousand eight hundred and forty two.

John England Bishop
of Charleston

Signed Sealed published and declared by the said John England as and for a last will to his last Will and Testament and to be taken as part thereof in the presence of who at the request and in the presence of the said John England and in the presence of each other have hereunto subscribed our names as witnesses thereto

Thomas Shannon — John Kirby — Patrick Joseph Coffey —
Proved before Thos. L. Egan C. C. J. D. 19 April 1842 — On the 22 April 1842

Testified R. I. Baker — Patrick O'Neill & J. J. Sullivan Executors —
Letters of Admin. S. B. N. C. Id. granted unto Edmund M. Walsh,
December 7, 1933.

Box 13 State of South Carolina — In the name of God Amen. I, Hannah
— 25 — mah Harnay of the City of Charleston in the State aforesaid being at present
of sound mind — Do make and ordain this my last Will and Testament revoking
and annulling all former Wills made by me prior to this date. I give
and bequeath a negro man named Joe to Joshua Laryns — I do Trust
for Fanny Yates Levy wife of Jacob C. Levy for her sole and absolute use
free from the control, debts, or intermeddling of her present or any future husband
and thereby authorize and empower the said Joshua Laryns to sell