

two thousand eight hundred and two and in the twenty sixth Year of America
can Independence and sovereignty. Since the conclusion of the above
my last Will and Testament I do hereby also give unto my daughter
Sarah all my silver plate that did belong unto her late Mother Ann Childs

William Mills *Ed*

Signed, Sealed, published and declared by the said William Mills
the Testator as and for his last Will and Testament in the pre-
sence of us, who were present at the signing and sealing thereof.
Robert Flemming—Edward Postell—John McDonnell—
Proved before Charles Lining Esquire C. C. T. D. April 23. 1802. At
same time qualified Thomas Mills and Henry Mills Executors.

Examined 17th of 2nd 1802.

14th of 12th. In the Name of God Amen, I William Bennett of Christ
Church Parish planter doth make and ordain this my last Will and
Testament, being weak of body but of a perfect sound mind and memo-
ry, doth first desire that all my just debts and funeral expences be
paid by my Executors hereafter named. Item I give and bequeath
unto my loving Wife all my Negroes by name, Kate, Elue, Betty,
Sonon and Peter for her disposal in all respects. Item I give my
household furniture intirely unto my loving Wife Mary Bennett, my stock
I give to be divided between my dear Wife and two sons, William
William Bennett. Lastly I nominate my two sons, William Bennett and
Bennett my whole sole Executors of this my last Will and Testament,
revoking all other Wills. In Witness hereof I hereby set my hand
and seal this 15th of December 1798.

William Bennett Senior *Ed*

Signed, Sealed and delivered in presence of us—
L. O. Lefary—Thomas Hamlin—
Proved before Charles Lining Esquire C. C. T. D. April 27. 1802.
At same time qualified Henry Bennett Executor.

Examined 17th of 2nd 1802.

14th of 12th. This is the last Will and Testament of Mr. Burke. Let my debts and
funeral expences be paid out of the money which Mr. Nicholson is now
collecting for me from some Gentlemen of the Bar, who just doubt owe
to me more than I am indebted to all men. Mr. Pringle is engaged
as Counsel to assist my Nicholson. Let Miss Ruth Savage have out
of my little funds three hundred pounds sterling. Let Mr. Spatella
Murphy of New York No. 7 Cedar Street, in trust for the boy George
Burke, have two hundred and fifty pounds, which legacy I give to
be in full acquittance of every sort of claim and demand which Mr.

Charleston 13th January 1802.

Mr. Murphy has already as hereafter may be seen, been
ing, schooling and cloathing of that boy, for they wished to have him
bound to the sea, about October next 1802. What makes me despondent of
insufficiency of my Estate, to pay two or three trifling sums, is this ex-
trioris circumstance, that there is a law, daily enforced in S. Carolina
which leaves a person of any property at the mercy of him, who
keeps a credit store or shop, for the latter has only to put down any
one in his book, as a debtor for merchandise pretended to be sold and
delivered, very often when no sort of dealing ever passed between the
parties, but what is still more extraordinary is, the owner of the store
himself is authorized by law to put down in his own hand writing
in his store book, any one as his debtor, for merchandise, so pretended
to have been sold and delivered, but what is still more extravagant, the
owner of the store himself, the plaintiff in the action, his book and entry
are allowed to be produced in Court as evidence of the transaction, un-
supported by any or sort of testimony whatsoever, a law this destruc-
tive of every maxim of the doctrine of evidence, and never used in
any civilized Country before. My station on the Carolina bench
for twenty odd years, has given me to witness and deplore the plun-
dering and robbing spirits of rapine, practiced by the living on the
deaths of the dead, as established by law in this Country, and I am
in a manner, why I urge my Executor or representative to plead
the statute of limitation in all cases, where accounts are brought in,
for I am persuaded I owe no money so far back as four years con-
tecedent to the date of this will. To Mr. Taggart I give my bedding
and bedstead, and the new set of curtains now at Watsons with the
two large rose blankets, six new pillows and two new bolsters, also
the screen, the table linen, a dozen silver table spoons and ladle, with
dozen tea spoons, I transfer to her also a note of hand of Mr. Thomas
Hunt which he gave me for cash I lent him. A small set of china
I give to Miss Savage with my gold watch. My wearing apparel,
let Mr. Phealon of Meeting and Queen Street dispose of as he shall
see. My case of pistols I give to Aaron Burr, Vice President of the
States, those pistols are now lent out to Mr. Simon Mcintosh of
Charleston. To Mr. Thomas Hinds a small mahogany writing desk
one of those used in the old congress of 1776. with the implements
about a writing desk, to Mr. Hinds I also give a pair of bright
barreled pistols they are excellent the locks alone cost me
sterling lately in London. A few books greek and latin
works of Aristotle in the original, with a latin
a small library, instituted I am told in London.

14. Jewish Emigrants in Town leave ten pounds. I direct that my house and lot in Town and my tract of land on the Waterce be sold to the best advantage, that the purchase money be well secured, so as to bring a regular interest or bank shares, and that every shilling of the whole be settled and appropriated for the sole purpose of giving a little aid to such poor Irish emigrants and their successors as shall arrive in this country. My Executor will be so good as to take notice, that if M^r. Nicholson will exert himself, what he will recover from the lawyers, will more than pay all my debts. I have a bond and mortgage of M^r. Dillons of Savannah, on which there is a balance due me of a sum that I was security for her, and paid the money, this balance of course I leave to help out the emigrants, this bond and mortgage are tied together and to be found among my papers in a square box (in my room) made of northward white pine, all my receipts are there too. There is deposited by me, in the new state bank a small redish hair trunk, containing some manuscripts of my own, and many correspondences to and from my friends. If I lived I could make my own writings lucrative to me; but in case of my death, they may and would fall into hands, who thro' malice or self interest, would not fail to make, not a good, but a very bad use of them, for this reason my will is, that my Executor will take the said trunk and all the papers in it, without unlocking or opening the said trunk, and without perusing any of the papers, destroyed by fire and reduced to ashes, and this burning to take place, within three weeks (21 days) after my will shall have been proved in Charleston. I have too much confidence in my Executor to doubt, but that he will duly execute the request I make, it will take a very strong fire to consume some of those papers, there are three volumes in the trunk stitched and finished by a book binder, neither wood or coal alone will do, both those combustibles together make the hottest fire. Finally I make O'Brien Smith Esquire, my Executor, hoping, that he will employ a trusty agent (Nicholson or Winstanly for example) to wind up the trifling concern, and give to the Executor, as little trouble as can be, executed duly under my seal and hand, as my last Will and Testament, the day, month and year before specified.

Edanus Burke

Witnesses. We in the presence of each other have seen the above Will executed and have at the request of the Testator, put hereunto our signatures, as Witnesses of its execution.

15. William Marshall. Dominick Augustine.
It is my to see on the face of the foregoing paper, that my legacy to Miss Savage is entitled to priority of payment, and for this reason have been some years back engaged to Miss Savage by ties of very great esteem, and it was only a very days before I was taken ill, that we engaged to be married, my chief regret is, that my own stupidity in being security for others, has put it past my power, to make certain for her, something worth her while to accept, and to leave to a few friends I value affectionately, even a trifling memorial of me.
13th January 1802.
Proved before Charles Lining Esquire O. C. T. D. May 1. 1802. At same time qualified O'Brien Smith Executor.

14th South Carolina.
1st 21. Elizabeth Keill of Charleston Widow, do make this my Will, as follows. I give all my goods and chattels (if any there be) left undisposed of by a certain deed of gift by me this day executed) and all debts due and owing to me, and all other Estate and property to which I am or may be intitled, to Thomas Baas and Charles P. Butler of Charleston, and to the survivor of them, on trust that they or he do pay and apply one half thereof for the use of my Son Samuel G. Butler, and the other half for the use of my three grand daughters Elizabeth Herr, Mary Ann Herr and Margaret Herr. And I do appoint the said Thomas Baas and Charles P. Butler Executors of this my Will. In Witness whereof I have hereunto set my hand and seal the 15th January 1802.

Elizabeth Keill

Signed, Sealed, published and declared by the Testatrix as her last Will in the presence of us, who in her presence, and in the presence of each other, have at her request signed our names as Witnesses hereto
Joshua Leavitt Elizabeth Buchler Elizabeth Courtney

Proved before Charles Lining Esquire O. C. T. D. May 1. 1802.

14th 1st 23. In the Name of God Amen, I Isaac Chanter Physician of Charleston being of sound mind and memory do make this my last Will and Testament, first I desire to be decently and frugally buried and all my just debts to be paid according to the State of my affairs with admit of agreement to the