

WILL OF

ALEXANDER ROBERT CHISOLM

17 T^h The State of South Carolina. In the name of God
 No 27 Amen. I Alexander Robert Chisolm of the City of
 Charleston being of sound & disposing mind and memory
 praised be God for the same, and being desirous to settle
 my worldly affairs whilst I have Strength and capacity so
 to do, do make and publish this my last will and testament.
 Imprimis it is my will & desire that all my just debts and
 funeral expences should be paid by my Executors hereinafter
 named previous to any division of my Estate as soon after
 my death as may be convenient. Item I give devise and be-
 queath unto my son Alexander Robert Chisolm for and during
 the term of his natural Life and no Longer my plantation
 called Windy-Hill situated on the Banks of the River A-
 latamaha in the State of Georgia, and also fifty of my ne-
 groes in which number are to be included my Carpenter fel-
 low named Limus his Wife and issue my wench Die and her
 Daughter Rebecca and also my Wench Mally with all her
 children, the said fifty negroes thus bequeathed to my
 said Son to be apportioned to him by such division made
 after the payment of my debts as aforesaid as may be a-
 greed upon by my Executors hereinafter mentioned. And up-
 on the death of my said Son Alexander Robert Chisolm should
 he die leaving issue at the time of his death then I give
 devise and bequeath the aforesaid property to such issue
 as aforesaid as shall attain the age of twenty one years,
 or at the day of marriage to them their heirs executors
 administrators and assigns forever to be equally divided
 between them Share and share alike (the doctrine of
 survivorship applying to the said issue) and should my said
 Son Alexander Robert Chisolm thus die leaving issue as a-
 foresaid, and also a widow, then it is my Will that she
 should receive a reasonable support out of the said estate

and for the purpose I do appoint my Executors hereinafter named as Trustees for the Children and Widow of my said son as aforesaid, and for the purpose of carrying this, and all other Subsequent provisions in the nature of trusts contained in this my last Will and Testament into full and entire effect: But should my said Son Alexander Robert Chisolm die leaving no issue at the time of his death, or leaving issue, they should become extinct before attaining the age of twenty one or before marriage, and also leaving a Widow, then it is my will that the said property devised and bequeathed herein to my said son for his Life shall revert back and become the property of my other sons herein provided for, and who shall be Living at the death of my said son Alexander Robert Chisolm subject however to the same conditions and restrictions imposed on the said property in the devise and bequest of the same to my said Son Alexander Robert Chisolm, they my said other sons to whom the property is to revert, paying to the Widow of their deceased brother the sum of Five thousand Dollars in full discharge of any claim or her part to the said Estate. Provided allways nevertheless that it shall and may be in the power of my said son Alexander Robert Chisolm at any time during the term of his natural Life to sell and dispose of the whole or any part of the said property, having obtained in Writing the concurrence of all my Executors hereinafter named, and substituting with the proceeds thereof, other property which shall be subject to the same limitations and conditions as when in the hands of my said son Alexander Robert Chisolm. Item I give and bequeath unto my said Son Alexander Robert Chisolm his executors administrators & assigns forever One fourth part of all my stock of cattle sheep horses and

Mules of every description whatever and also one fourth part of all my furniture & plantation implements, to be divided after my debts are paid on such terms as may be agreed upon by my executors hereinafter named. Item I give devise and bequeath unto my son John Maxwell Chisolm for and during the term of his natural life and no longer my three tracts of Land or plantations called upper and Lower Summerton and Marianne Situated on Union Creek, Savannah River, and also Seventy of my negroes, twenty of which are to be taken from the Windy-Hill plantation (the other fifty of the said number Seventy to be made up out of my negroes generally) should there be a deficiency on the Said three tracts, and the same to be awarded to him by a division made as aforesaid on such terms as my Executors hereinafter named shall agree upon, and it is my will and I do hereby direct that the personal and real estate of my said son John M Chisolm herein this devise and bequest given to him shall be subject to all the provisions made by me in this my will respecting the property of my son Alexander Robert Chisolm to all intents and purposes. Item I give and bequeath unto my said son John M. Chisolm his Executors administrators and assigns, One fourth part of all my stock of Cattle horses mules and sheep of every description whatever, and of my furniture and plantation implements to be divided as before directed. Item I give devise and bequeath unto my son Edward Neufville Chisolm for and during the term of his natural Life and no Longer the upper- one third of the Island called Coosaw which one third part of said Island is desegnated by a line drawn in ink and terminating at both ends with the letters (A and B) on a plat drawn in the year of our Lord (1784) by Jasper Trottle on which one third part of said Island is Situated, my late resi-

dence and also one half of all my negroes on the said Island, and on the Waters of Coosawhatchie in which moiety are to be included the negroes given by me to my said Son by bill of Sale dated 10th May 1823 and to be made by division on Such terms as may be agreed upon between his Brother Robert Chisolm & himself after my debts are paid and it is my will that the said property hereby given to my Said son Edward Neufville Chisolm in this devise and bequest shall be subject to all the provisions and conditions imposed on the property herein granted to his brothers Alexander Robert Chisolm and John Maxwell Chisolm in every respect and to all intents and purposes Item I Give and bequeath unto my said Son Edward Neufville Chisolm his Executors administrators and assigns One fourth part of all my Stock of cattle horses mules and sheep of every description whatever and also one fourth part of all my furniture and plantation implements to be divided on such terms as aforesaid provided for in this my Last Will and Testament. Item I give devise and bequeath unto my son Robert Chisolm for and during the term of his natural Life and no Longer the remaining two thirds of my said Island called Coosaw and as an equivalent for the buildings on the one third part herein before devised to my son Edward Neufville Chisolm I further devise and bequeath unto my said son Robert for and during the term aforesaid all my Land on the Waters of Coosawhatchie comprising Six tracts and containing upwards of 4000 acres more or less and also one half of my Negroes on the Said Island and on the waters of Coosawhatchie in which Said moiety are to be numbered the negroes given by me to my said son Robert by a bill of sale dated the tenth day of May AD. 1823. and it is my will also that the property above given to my son Robert shall be Subject to the same

provisions and conditions imposed herein on the property of his Brothers in every respect and to all intents and purposes Item I give and bequeath unto my said Son Robert Chisolm his executors administrators and assigns forever One fourth part of all my Stock of Cattle horses mules and sheep of every description whatever, and also one fourth part of all my furniture & plantation implements to be divided as is herein before directed. Item it is my will & desire that my House and Lot in Montague Street as also the two thirds of Broughton Island should be sold as soon after my decease as convenient by my Executors hereinafter named (and they are hereby empowered by me to perform this act) and to apply the proceeds thereof to the payment of my debts in order to facilitate and make an early distribution. Item I give and bequeath unto the Reverend Allston Gibbes his executors administrators and assigns forever the sum of two thousand Dollars to be paid to him in two equal annual instalments by my Executors as soon after my decease as convenient. Item as to the rest and residue of my Estate Real and Personal which I now have, or may hereafter have it is my will that the same may be divided equally between my said sons share and share alike to them their heirs executors administrators and assigns forever. Item it is my will and desire that the property bequeathed by me to my two Sons Edward Neufville Chisolm and Robert Chisolm shall not be divided until Robert becomes of of age. Item it is my positive and particular desire and Command that this my last Will and testament shall remain unchanged and that the law shall take no advantage of any illegality that may appear in its diction, but that it shall be read, understood and acted upon word for word exactly as it is written, and as there is a seeming inequality in the division of my property contained in this my Last will and testament, I deem it necessary to

Give an explanation of my reasons for doing so, for the satisfaction and quiet of all parties concerned, as my elder sons received a very liberal and expensive education at a period when I could scarcely afford it, I think it but equitable that my younger sons should receive an equivalent, this is the only cause of the apparent inequality in the division of my property. And lastly I do hereby nominate and appoint my Brother George Chisolm my friend Thomas Smith of St Pauls Parish and my sons Alexander Robert Chisolm and John Maxwell Chisolm Executors of this my Last Will & testament hereby revoking all former Wills by me at any time heretofore made In Witness Whereof I have hereunto Set my Hand and Seal this in the year of our Lord one thousand Eight hundred and twenty Seven.

r t
Alex Rob Chisolm (IS)

Signed sealed published and declared in the presence of us by the said Alexander Robert Chisolm to be his Last Will and testament and who at his request and in the presence of each other have hereunto Subscribed our names as Witnesses.

James D Mitchell --- James OHear --- Lawrence W. Sanders

I give and bequeath to the woman Sue given in a bill of sale to my son Robert Chisolm the sum of Twenty dollars annually during her natural life to be paid out of my Said Sons proportion the Same being given in consideration of her faithful services to me

r t
Alex Rob Chisolm (IS)

Witnesses to the above James D Mitchell James OHear

Lawrence W. Sanders

The State of South Carolina City of Charleston. Whereas I Alexander Robert Chisolm have already made and duly ex-

executed my Last Will & Testament in Writing the date of
 which I^{do} not now recollect distinctly but which is now in
 the possession of my Brother George Chisolm to be kept
 by him during my Life time and to be produced by him af-
 ter my death for probate, and Whereas by said Will I
 have given and devised to my son Robert Chisolm more lands
 on the waters of Coosawhatchie than I now think is just
 and equitable. I do hereby revoke and make void my said
 will in the following respects Vizt I do hereby devise and
 bequeath to my son John M Chisolm one third of the lands
 on the Waters of Coosawhatchie given and devised to my
 said son Robert under my said will to be held by him on
 the same terms and conditions prescribed in my said Will
 in relation to the property therein devised & bequeathed
 to him, and Secondly I do further give and bequeath to my
 said son John M Chisolm twenty 20 Negroes in addition to
 what I have already given him by my said Will so as to
 make up the number of ninety negroes, and Lastly I do
 ordain and declare this present writing to be a codicil
 to my said Will and that the same shall be annexed there-
 to by the Witneses to it & taking as part thereof and I
 do confirm my said Will in every particular thereof not
 hereby revoked or altered. In witnefs whereof I have to
 this codicil to my said Will set my hand and Seal this
 Seventh day of June in the year of our Lord Eighteen hun-
 dred and twenty seven (1827)

Alex^r Rob^t Chisolm (LS)

Signed sealed declared and published by the Said Alexander
 Robert Chisolm as and for a Codicil to be annexed to his
 Last Will and Testament in the possession of his Brother
 George Chisolm and to be taken as part thereof in the pres-
 ence of each other have Subscribed our names thereto.

Wm Gibson Jun --- The Berwick Legare --- Lewis Rodgers

Proved before James D Mitchell Esquire O.C.T.D. 19 June
1827 At same time Qualified George Chisolm & Alexander
Robert Chisolm, Executors

MS. The following not proved but recorded by request of
the family.

Charleston this twenty ninth day of May One thousand Eight
hundred and twenty Seven. I Alexander Robert Chisolm do
hereby will and desire that Mrs Judith Wilson my cousin
do receive from my Estate One hundred dollars as a Legacy
and which sum I bind my Heirs Executors or Administrators
to pay over to her every Six months in advance during her
natural Life

Witness my hand and Seal the day and year above Written.

Alex^r Robt Chisolm (LS)

Signed Sealed and delivered in the presence of
W. Gibson Junior

Bills of Sale to Robert and Edward M Chisolm, filed with
Original Will November 1st 1827 Qualified John Maxwell
Chisolm Executor -----Trustee Substituted July 1850

Exd

J.D.M.