

And I likewise give and bequeath to my wife Mary Ann
Harvey one mair Colt I also give to my beloved Mother Mary
Canty one bay mair and I also give unto my Brother Samuel Canty
a young horse named tatty. And I do request of all the money now in my
possession and all that is or shall be due me that first all my lawful debts
be paid and after that I give of the balance that remain the one half to my
beloved Wife Sarah and the other half to my Mother Mary Canty.
And be it known that I do leave my beloved Wife Sarah Canty
Sole Executrix to carry into Effect my last Will and Testament which
Will and Testament I do acknowledge the above to be my last Will &
Testament given under my hand and seal this the thirtieth day of
October in the year of our Lord one thousand Eight hundred & twenty
two and in the forty sixth year of the Independence of the United States
of America And and delivered in presence of

John Shulas. Nathan Campbell

Boqu G S Canty (29)
mark

Proved before James S Mitchell Esqur A. C. J. D. November 28 1822

At the same time Qualified Sarah Canty Executrix
410: Sh. 12. 16

17 D. South Carolina In the name of God Amen I Elizabeth Sophia
W-17 Cunningham of the Parish of St. Philips in the State aforesaid
Widow and Relict of Colonel William Cunningham late of the same
place being in a bad state of health but of sound mind memory &

understanding to make this my last Will and Testament in manner and form
following I give devise and bequeath all my real and personal Estate whatsoever
William John William Rouse and Alexander Christie and James Nicholson
of the same place Esquires and the survivors of them and the heirs and assigns of
such survivors upon the Special trust and Confidence nevertheless and to and for
the uses intents and purposes hereinafter thereof expressed and declared that is
to say I do direct and empower them ^{as well as} conveniently can be done after my decease to
sell and dispose of all my personal Estate for Cash, and sell and dispose of
my said ^{real} Estate except my house on the Farm known by the name of Magnolia
Farm with ten acres of Land directly contiguous ^{or} adjoining to the house at
Public or Private Sale and in such manner as they may deem most advantageous
on the following terms that is to say one fourth Part of the price or purchase
money to be paid in ~~Cash~~ and the balance thereof on a Credit by six Equal an-
nual installments or payments on bonds bearing Interest from the date secured by
a Mortgage of the premises sold. And the Cash arising from the said Sales of
my said personal Estate after payment of my Debts, and the Cash when and
as paid on account of the said Bonds to be by my said Trustees and Executors
or survivors of them invested in Bank Stock or other Public Stock or Securities of
this State or of the United States and the Interest arising therefrom to be paid unto
my Daughter Elizabeth Sophia Wife of Lewis Seruf Thorne during her natural
life to and for her sole and separate use and behoof free from the interference
and Control and not subject to the Debts and Contracts of her present or any
future husbands and heirs and after her decease to and for the better use and

life to and for her sole and separate use and enjoyment of her person
and Control and not Subject to the Debts and Contracts of her present or any
future husband and from and after her decease to and for the proper use and
behoof of such Child if but one or children equally to be divided between them
if more than one, as may be living at her decease, and to his her or their Executors
and administrators; and in case any such her child or children should die
before her my said Daughter leaving a child or children, such child or
children I shall represent and take the share the deceased Parent would be
entitled to take if surviving upon the decease of my said Daughter. With respect
to my said House on the Farm by the name of Magnolia in Charleston
Neck with the ten and six hundred and twenty five acres of land I give & bequeath
the same unto my Trustees aforesaid William Price William Rouse Sen
Alexander Christie and James Nicholson and the survivors of them and the
heirs and assigns of such Survivor upon trust and to and for the sole and
separate use and behoof of my said Daughter Elizabeth Sophia during
her natural life and free from the incumbrances and Contracts and not
Subject to the Debts and Contracts of her present or any future husband as
aforesaid and upon her decease them to be sold and disposed of at private
or public Sale for Cash or Credit in their discretion, by the said William
Price William Rouse Sen Alexander Christie and James Nicholson or the
survivors of them or the heirs or assigns of such Survivor and the money
or proceeds arising from the Sale thereof to be to and for the proper use and

450. be-
half of such child if but one Child or Children of more than one Equally to be
divided between as may be living at my Said Daughters death and to the
Executors and Administrators of such Child or Children of my Said Daughters
and in Case any such Child or Children of my Said Daughters should die
before her leaving any child or Children, such child or Children shall repre-
sent and take the Share the deceased Parent would be entitled to take if Sur-
viving upon the death of my Said Daughters and in Case and upon the
death of the death of my Said Daughters dying without issue living at her
death as aforesaid then I do give and bequeath the money arising from
the sale of the said House and ten acres together with the Capitals
or principal sum or sums arising from the sales of all my other real
Estate and the residue of the monies arising from the sale of my Personal
Estate and invested as aforesaid unto the next of Kin and legal repre-
sentatives of my late Husband the said William Cunningham to go
and be divided among them in such way and manner as they would
be entitled to take according to the Statute of Distribution of England
any personal Estate he might have left there if he had died intestate
and without leaving any Wife or issue, and I do hereby authorize and
empower the said William Price William Rouse Sen Alexander Christie
and James Nicholson and the survivors of them and the heirs and assigns
of such survivor to make execute and deliver proper Conveyances in fee
Simple unto the purchasers or purchasers of my said real Estate so directed
to be sold by them as aforesaid. And I do hereby nominate and appoint

no entitled to take according to the will of the said deceased
any personal Estate he might have left there if he had died intestate
and without leaving any Wife or issue. and I do hereby authorize and
empower the said William Price William Rouse Sen Alexander Christie
and James Nicholson and the survivors of them and the heirs and assigns
of such survivor to make execute and deliver proper conveyances in fee
simple unto the purchasers or purchasers of my said real Estate so directed
to be sold by them as aforesaid. And I do also nominate and appoint
them the said William Price William Rouse Sen Alexander Christie and
James Nicholson Executors of this my Last Will and Testament revoking every
other by me at any time heretofore made. In Witnes Whereof I have hereunto
set my hand and Seal this twentieth day of April in the year of our
Lord one thousand eight hundred and Nine

Elya Cunningham (L.S.)

Sealed delivered published Signed and declared by the Testator in
our presence to be his Last Will and Testament who at his request
in his and the presence of each other have Subscribed our names
as Witnesses thereto.

Neill McNeill John Mackenzie Philip Moses Joseph Turnbull
Proved before James W Mitchell Esquire C. C. J. D. December 7th 1822
October 18th 1823. Qualifies William Rouse Sen. Executor
Renunciation of James Nicholson & Co filed with Original Will -

Expd
16th 10th S.C.
J. D. M.

17 D^o State of South Carolina Glory be to God Amen I John Drayton