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WILL OF
GEORGE MACAULAY

17 0th The State of South Carolina In the Name of God Amen
N^o 42 I George Macaulay of the City of Charleston in the
State aforesaid being in feeble health of body but of sound
and disposing memory and mind do make publish & declare this
my last will and Testament in manner and form following that
is to say. Imprimis. I will order and direct all my just
debts and funeral expences to be paid as soon as may be after
my death. Item I give devise & bequeath unto my elder son
George Macaulay the younger for and during the term of his
natural life the use rents issues profits dividends interest
and income of my three lots of Land in Charleston aforesaid
with the improvements thereon, one thereof being now Known
and distinguished by the (No 37) number thirty seven and
formerly by the (No 18) number Eighteen lying on the south
side of Broad Street in Charleston aforesaid and at present
occupied by the said George Macaulay the younger, another
thereof now Known and distinguished by the (No 96) number
ninety six & formerly Known by the (No 119) number one hun-
dred and nineteen lying on the East side of Church street in
Charleston aforesaid and at present occupied by me, and the
other now Known by the (No 94) number ninety four and former-
ly by the (No 121) number one hundred and twenty one and at
present occupied by Thomas W Bacot Esquire and of my two Cer-
tificates Numbers (12&41) twelve & forty one amounting to-
gether to Seven thousand five hundred and Eighty Dollars of
the seven per Cent Stock of the United States of America of
the Loan of the year of our Lord one thousand Eight hundred
and fifteen: and of my two certificates numbers (491 & 516)
four hundred and ninety one and five hundred and sixteen of
the three per Cent stock of the State of South Carolina amount-
ing to the sum of nine hundred and ten dollars thirty six
cents. And from and after the death of my said Son George
Macaulay the younger then I give devise and bequeath all the
said three Lots of Land with the improvements thereon and

her own use and the three negro Slaves, Betty Mary
and Richard with the future issue & increase of
the females

6th. List of the property Left to Mifs Ann Wallace
absolutely

81 Shares in the Bank of South Carolina held by }
me in trust for her, present Value \$57 per share)

4617.

Residue consisting of all my other property and including
the above mentioned 264 Shares in the Bank of South Caro-
lina after the death of Mifs Wallace to be equally divided
among my sons Share and share alike. It has been my anx-
ious desire to divide my property equally between my sons,
and altho' in the estimate of the property, George has ap-
parently a Larger share than Daniel yet I think that is e-
qualized by the different nature of the respective proper-
ty.

Geo. Macaulay

Proved before James D Mitchell Esquire O.C.T.D. May 12, 1826
At the same time Qualified George Macaulay & Daniel Macau-
lay Executors. June 22, 1826 Qualified Mitchell King Execu-
tor

Ex.^d J.D.M.

Recorded in Original Will Book G 1826-1834

Recorded on Page 13

the said United States and State Stock unto my grand child or grand Children, the Lawful issue of the said George Macaulay the younger living at the time of his death and who attain the full age of twenty one years or die before that age leaving Lawfully begotten issue living at the time of his her or their my said grand childrens death, if one then to that one his or her heirs and assigns absolutely and forever and if more than one then to them their heirs and assigns absolutely and forever to be equally divided among them share and Share alike as Tenants in common, and should any or either of my said grand children the Lawful issue of my said son George Macaulay the younger die before attaining the full age of twenty one years and without leaving lawfully begotten issue living at the time of his her or their death then my will is that the share or Shares of such grandchild or grand Children Lawful issue of the said George Macaulay the Younger so dying whether specifically given or otherwise accruing under this will shall go to the survivor or survivors and to the Lawful issue of any of my said grand Children issue of the said George Macaulay the Younger who may have previously died share & share alike as Tenants in common the Lawful issue of any deceased grand child or grand children issue of the said George Macaulay the younger taking together only the share or shares to which the parent or parents if alive would have been entitled Item I give devise and bequeath unto my son Daniel Macaulay for and during his natural Life the dividends interest profits and income of my three hundred shares in the Bank of the United States and of my three hundred shares in the Union Bank of South Carolina and from and after the death of my said Son Daniel Macaulay I give devise and bequeath the said six hundred Bank Shares unto my grand child or grand children the Lawful issue of the said Daniel Macaulay living ^{at} the time of his death who attain the full age of Twenty one Years or die before that age leaving Lawfully begotten issue living at the time of his her or their

death if one then to that one his or her heirs and assigns absolutely and forever and if more than one then to them their heirs and assigns absolutely and forever to be equally divided among them share and share alike as tenants in common, and should any or either of my said grand children the Lawful issue of the said Daniel Macaulay die before attaining the full age of Twenty one years and without Leaving Lawfully begotten issue living at the time of his her or their death then my will is that the share or shares of such grand child or grand children Lawful issue of the said Daniel Macaulay so dying whether Specifically given or otherwise accruing under this Will shall go to the survivor or survivors and to the Lawful issue of any of my said grand children issue of the said Daniel Macaulay who may have previously died, share and share alike as tenants in Common, the lawful issue of any deceased grand child or grand children issue of the said Daniel Macaulay taking together only the share or shares to which the parent or parents if alive would have been entitled. Item should both or either of my said Son George Macaulay the younger or Daniel Macaulay die without leaving Lawfully begotten issue living at the time of his death or if leaving Lawfully begotten issue living at the time of his death such issue die before attaining the full age of twenty one years and without leaving Lawfully begotten issue living at the time of his her or their death then and in either of these cases I authorize and empower my said Sons respectively in and by their Last Will and testament and specifically by particular reference thereto and not otherwise to give devise and bequeath all and Singular the property real & personal hereinbefore given devised and bequeathed unto them respectively for life with limitations over after their death to their respective issue as aforesaid or any part or parts thereof unto such person or persons and for such estate & Estates as my said sons may respectively think proper, and should both or either of my said Sons die either without leaving lawfully begotten issue living at the time of his death or if leaving lawfully begotten issue living at the time of his death such issue die before attaining the

full age of twenty one years without leaving lawfully begotten issue living at the time of his her or their death then and in either of these cases should both or either of my said sons die without having given devised and bequeathed in and by his last Will and testament and Specifically by particular reference thereto and not otherwise all and singular the property real and personal hereinbefore given devised and bequeathed to them for Life with Limitation over after their death to their issue as aforesaid or any part or parts thereof I will order and direct that the same or such part thereof whether real or personal as may have been left undisposed of by both or either of my sons aforesaid shall be forthwith sold at public or private sale and turned into cash and the proceeds thereof in cash distributed among my next of Kin according to the Laws of this state for the distribution of Intestates Estates and should it at any time hereafter be prudent or necessary or Should both or either of my said Sons be desirous to change the property real or personal or any part/thereof left to him for Life with limitation over thereof as aforesaid or the property into which under this power or from any other cause the same or any part or parts thereof may at any time or times have been previously changed into another Kind or Kinds or property then and in that case and in those cases when and so often as the same may occur I authorize and empower my Executors hereinafter named or such of them as qualify and act on this will or the survivors or Survivor of them at public or at private sale for Cash or on credit as may be thought as-may-be-thought most proper to sell and dispose of the whole or any part or parts of the property real and personal as left for Life with limitation over as aforesaid or the property real or personal into which the same or any part or parts thereof may have been at any time previously changed under this power or otherwise & good and Sufficient Titles therefor to make and deliver, the net proceeds arising therefrom and from every part thereof being forthwith invested in.....

that property he and with the advice of my wife Mary
of the survivors of the estate of him and subject to all and
including the several provisions dispositions limitations and
powers to which the original property was and is subject by
this will and with full power and authority the same or any
part or parts thereof in like manner and under the same con-
ditions again to assign over and as often as may be thought
proper the whole or a part thereof or of any part
thereof being at no time bound to look to the application of
the proceeds thereof. Then I give a bequest unto my son
George Washington the younger absolutely and forever all lands
tenes and house debts due and owing to me either absolutely
in my own right or as executor of the late firm of Washington
and a bequest including his own debts to me for house rent
and including his Brother's debts to me, Bank notes and any
money or money value may be at my credit in any Bank or
banks in the City of Charleston at the time of my death.
Then I give and bequest unto my son Daniel absolutely abso-
lutely and forever his land to me and all money due or to
become due to him. Then I give and bequest unto my son
George Washington forever my right title or interest
which I may have in the Slavery and shares in the Bank of South
Carolina held by me in trust for her. Then I give and be-
quest unto my said son George Washington and his heirs and assigns
my natural life the interest income dividends and profits ac-
cruing from or on my right certificate of stock in the Bank
of South Carolina comprising two hundred and sixty four shares
or about the same to be paid off before my death, then the in-
terest income and profits arising from the property in which
the proceeds of the same may be reinvested and on the death
of my said son George Washington the said stock or in the event of
it having been paid off, the stock of property that may rep-
resent it shall revert to my heirs and I further give and
bequest to my said son George Washington for and during his natural
life the use profits and profits of my three slaves Betty

three per Cent Stock of the State of South Carolina amounting to the sum of \$916.36 nine hundred and ten Dollars thirty six cents unto my said son George Macaulay the younger forever upon this special trust and confidence nevertheless that he will receive take and apply the rents issues profits and dividends of the Said property real and personal in this clause devised and bequeath to and for the use behoof maintenance and support of him my said son and his family and to the Education of his child or children begotten or to be begotten during the term of his Natural Life in Such way and manner and in such portions as he as he may from time to time deem requisite and proper. And also upon the further trust and confidence that he my said Son shall and Will devise limit and appoint by his Last Will and testament duly executed the one moiety or half part of the said property real and personal in this clause devised & bequeathed to between and among his child or children born or to be born and the issue of such as may die during his Life time leaving issue Surviving him and them in Such way and manner in such proportions and for such Estates & Interests as to my said Son George Macaulay the younger may seem proper and the other moiety or half part thereof that is to say of the property real and personal in this clause devised and bequeathed to or between and among his wife Surviving him and his said Child or Children and the issue of any of his deceased children in Such way and manner in Such proportions and for such Estates and interests as to my said Son may seem proper and in default of such devise limitation and appointment by my said Son then the property real and personal in this clause devised and bequeathed and each and any and either moiety part or parcel thereof from and after the death of the said George Macaulay the younger further in trust to and for the use benefit and behoof of my grand children the lawful issue of the said George Macaulay the Younger living at the time of his death and who attain the full age of twenty one years or die before that age leaving lawfully be-

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gotten issue living at the time of his her or their my said grand childrens death, if one then to that one his or her heirs or assigns absolutely and forever and if more than one then to them their heirs & assigns absolutely and forever to be equally divided among them share & share alike as tenants in common and should any or either of my said grand Children the Lawful issue of my said Son George Macaulay the younger die before attaining the full age of twenty one years and without leaving lawfully begotten issue living at the time of his her or their death then my will is that the share or shares of such grand child or grand children lawful issue of the said George Macaulay the younger so dying whether Specifically given or otherwise accruing under the said Will and this Codicil thereto shall go to the survivor or Survivors and to the lawful issue of any of my said grand children issue of the said George Macaulay the younger who may have previously died share and share alike as tenants in common the Lawful issue of any deceased grand child or grand children issue of the said George Macaulay the younger taking together only the share or shares to which the parent or Parents would if alive have been entitled Item I give and bequeath unto my Step daughter Ann Wallace forever any right title or interest which I may have in nineteen shares in the Bank of South Carolina held by me in Trust for her in addition to the Eighty one shares mentioned in the Seventh clause of my said Will and testament. Item I give and bequeath unto my said Step daughter Ann Wallace for and during her natural Life the Interest income dividends and profits arising from six shares in the Bank of South Carolina held in my own Name in addition to the Two hundred and Sixty four shares in the same Bank held by me in the same way mentioned in the eighth clause of my Said Will and testament, the said six shares in this clause bequeathed, to revert to my Estate on the death of my said Step Daughter Ann Wallace in like manner with the said shares in the eighth clause of my said Will mentioned. Item my friend Robert Maxwell hav-

ing removed from America, I do hereby revoke and make Void the appointment of him as executor of my said Will & Testament in the Last Clause of the said Will made, and also the bequest to him of One thousand Dollars for his Services as such Executor given and bequeathed to him in the fourteenth clause of my said will. Item, I give and bequeath unto my said Son George Macaulay the younger absolutely forever all rents due by him to me at the time of my death for the occupancy of my House in Broad Street by him as well those accruing since as those due before the date of my said Will & Testament Lastly I constitute nominate and appoint my friend Mitchell King Executor of my said Last Will and Testament and of this Codicil in the place and Stead of the said Robert Maxwell and in addition to the other Executors in the last Clause of my said Will and testament nominated and appointed. In testimony whereof I the said George Macaulay have hereunto set my hand and Seal this twenty-ninth day of April in the year of our Lord one thousand Eight hundred and twenty Six and of the Sovereignty and Independence of the United States of America the fiftieth.

Geo. Macaulay (LS)

Signed Sealed published and declared by George Macaulay the above named testator as and for a codicil to his Last Will and testament in the presence of us who at his request in his presence and in the presence of each other have Subscribed our names as Witnefses thereto.

A Funno ----- Arthur Buist ----- D. Jennings, Waring

List or Schedule of the Property of George Macaulay

1st List or Schedule of the property left to my son George Macaulay the younger for life with limitations over according to the provisions of my Will.

Charleston Co. Wills

www.southcarolinapioneers.com

Lot N ^o 37 South Side of Broad Street valued at	\$12,000
do N ^o 94 East Side of Church Street do "	10,000
do N ^o 96 do do do do do "	10,000
House on Sullivan's Island built on public Land	1,500
One Certificate N ^o 12 of the 7 per Cent Stock of the United States of the Loan of 1815 dated 26 January 1816 for	3,580
One Certificate N ^o 41 of the above Stock dated 12 March 1816	4,000
One do N ^o 491 of the 3 per Cent Stock of the State of South Carolina dated 13 March 1811 for	832.36
one ditto N ^o 516 of the Stock Last mentioned dat ^d 30 May 1814 for	78
	41,990.36

^d
2: List or Schedule of the property left to my son Daniel Macaulay for Life with Limitations over according to the provisions of my Will

One Certificate for Stock in the Bank of the United States N ^o 3273 dated 25 Nov 1817	Shares 150
One ditto ditto N ^o 8056 dated 18 Sep ^r 1818	50
One ditto ditto N ^o 8278 " 3 Oct. 1818	25
One ditto ditto " 13250 " 22 Mch 1820	25
One ditto ditto " 13458 " 19 Apl 1820	30
One ditto ditto " 13628 " 19 May 1820	20
	Shares 300
	\$30,000

One ditto in the Union Bank of South Carolina viz^t

-----N^o 58 dated 1 Sep^r 1810 for 60 Shares

One ditto N ^o 457 " 5 Dec 1810 " 40 do	
One ditto " 800 " 22 ^d June 1811 " 8 do	
one ditto " 1315 " 20 May 1815 " 12 do	
One ditto " 1812 " 21 Sep ^r 1818 " 33 do	
One ditto " 2070 " 7 Oct 1820 " 40 do	
One ditto " 2157 " 19 Mch 1821 " 3 do	
One ditto " 2209 " 30 July 1821 " 4 do	
One ditto " 2242 " 27 Oct 1821 " 25 do	