

4.00 Sh
L.P. 16.
11. The same time qualified Francis Smith & Thomas Smith Executors &c.

16X⁵
no 34

This is the last Will and Testament of me Samuel Hayward of Charleston
I Will and desire that all my just debts and funeral Expences shall be paid
Also I give and devise all my real Estate of whatsoever Kind to Doctor
Henry Charles Glover his heirs and assigns forever Upon Trust nevertheless
to and for the uses and purposes hereinafter mentioned that is to say that
he the said Henry Charles Glover shall as soon as may be convenient
after my decease sell convey and dispose of the same either by public auction
or private Contract as to him shall seem Expedient for the best price or prices
in money that can be reasonably had or obtained for the same respectively
and respectively to convey the same accordingly. And I Will and declare that
the receipt or receipts of the said trustee or his heirs or assigns for the money
for which the same shall be so respectively sold shall from time to time be a
sufficient discharge or sufficient discharges to the purchaser or purchasers of the
said premises or any part or parts thereof. And my Will further is that the
moneys which shall arise by or from such sale or sales as aforesaid shall be
deemed to be part of my Personal Estate and that the clear yearly Rents and
profits of the premises in the mean time until the same shall be sold or of so
much thereof as shall be remaining unsold shall be deemed to be part
of the annual income of my personal Estate and that the same moneys and
rents and profits shall be subject to the dispositions hereinafter made concerning

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my personal Estate and the annual income thereof respectively and as to my
personal Estate remaining after payment of my debts funeral and testamentary
charges I give the same to my said trustee Henry Charles Glover his Executors Ad-
ministrators and assigns upon the trust and for the intents and purposes and
under and subject to the powers provisions declarations and agreements hereinafter
expressed and declared of and concerning the same that is to say upon trust
that he the said Henry Charles Glover or his Executor or Administrators do & they
shall place out and invest the same in or upon Bank Stock Government Stock or
other goods and sufficient securities at interest and do and shall pay after and do
transfer such funds Stocks or Securities for others of the like nature when and so
often as it shall seem Expedient. And further that he the said trustee do and shall
shall pay apply and dispose of the Interest and dividends of the said Stocks
and Securities for and towards the Education Maintenance and Support
of my adopted Daughter Mary Harriet Smith otherwise called Mary
Harriet Heywood until she shall attain the age of twenty One Years or be married
and when my said adopted Daughter Mary Harriet shall attain
the age of twenty One Years or be married which shall first happen in
further trust that he the said trustee shall pay assign and transfer all such
principal moneys funds Stocks and Securities to the said Mary Harriet
Smith otherwise Heywood. And I do hereby empower and direct my said trustee
to pay assign and transfer the same accordingly. But in case my said
adopted Daughter Mary Harriet shall happen to die before she shall attain
the age of twenty one Years or be married then upon the further trust that he the said

to pay assign and transfer the same accordingly. But in case my said
Adopted Daughter Mary Harist shall happen to die before she shall attain
the age of twenty one years or be married then upon the further trust that the said
trustee do and shall pay assign and transfer all such principal monies funds stocks &c
Securities to Elizabeth Legard youngest daughter of Mr. Solomon Legard And I do
humbly Empower and direct my said trustee to pay assign and transfer the same
Accordingly. And it is my Will and meaning that my said trustee shall
not be liable to answer or make good any Loss or Losses that shall or may
happen in placing out the said trust monies according to the directions of this my Will
or in transacting any money affairs or otherwise relating to or concerning the Exe-
cution of the trusts mentioned in this my Will unless that the same shall
appear to happen by his Willful neglect or default. And I do hereby direct
that my said trustee shall and may pay and reimburse himself out of the
aforesaid property all reasonable and necessary costs charges and Expenses -
whosoever which he shall or may be or pay or put unto or sustain in and about
the Execution of this my Will or the trusts hereby in him reposed. Also is my Will
and desire that my negro Slaves Sarah and Harriet be allowed a reasonable time
to look for and procure a purchaser or purchasers for themselves at a reasonable
price. Lastly I hereby nominate constitute and appoint my said trustee Henry
Charles Glover Executor of this my last Will and Testament. In Witness Whereof
I have hereunto set my hand and seal this seventeenth day of March in the year of
our Lord one thousand Eight hundred & twenty one. J. M. Hayward (J. M.)

344 Signed Sealed declared and published by the above named James
Hewards the Testator as and for his last Will and Testament this
as being previously intimated and the words "he allowed" Stricken out as
and for his last Will and Testament in the presence of us who at his request
and in his presence have subscribed our names as Witnesses thereto
to only. Witness John George Spidle Michael Ellard
Pravels before James D Mitchell Esquire O.C.S.D. September 13th 1821.
See Renunciation of Executor. Filed with Original Will -

Ex. 1
1810. Sh. 12. 16

11. K. South Carolina. In the Name of God Amen I Mary Lee of the City
W35 of Charleston and State aforesaid do make this my last Will & Testament
in manner and form following I give and bequeath unto Thomas Lee in
trust for Heiress Lee Heiress Wife of Robert Heiress the following
Negro Slaves Nat. Die it among Affy. Sack Phillis Hannah Sam on the
following trust first for the sole separate and Exclusive use of the said Hannah
Heiress for the term of her natural life Not Subject to any Contract or
the part of her said Heiress. And at her death to which Child or child
- dead or other person as she the said Heiress may by deed or Instru-
ment in the nature of a Will or Testament give or dispose of the same
to Witness my Hand and Seal this first day of August Anno Domini 1821
Signed and delivered in the presence of. — Mary Lee (L9)
Sarah D. Lee

Exd.