

Thomas ^{mark} Jones - Dan: Mcffarland -

In Council Jan'y 9th 1721. The above will was proved by oaths of the said Dan: Mcffarland who declared they saw the testator sign seal publish & declare it as his last will & testament, & that he was in perfect sense & memory at the time of this so doing, also that they saw Thomas Jones put his mark thereto as a witness, what is become of the said Jones they know not but believe he is now living in debt.

Test: W^m. Tunley
Recorded February the 1st 1721 by Thos Lamboll
Col: Secy

Extracted from Original Record N^o 18 page 182 removed from Secy of State's Office pursuant to Act of Assembly 22nd May 1799 & issued by W^m. Mendenhall Esq. Ch. Secy 1807.

AA No 33 Peter Cawman and his wife Anne Cawman of New South Wales (D. 1735)
In the name of God Amen. I Peter Cawman of Berkley County in the Province of South Carolina being weak in body but of sound and perfect mind & memory praise be given to Almighty God for the same, to make and ordain this to be my last will and testament in manner and form following. First I bequeath my soul into the hands of Almighty God hoping and believing the salvation of the same through the merits of my blessed Saviour & Redeemer Jesus Christ and my body I commit to the Earth to be decently buried at the discretion of my hereafter named Executors being full and certain hope of a resurrection to Eternal life and for my estate which it hath pleased God to have bestowed on me in this world I give and dispose of the same as follows. I'mprimis I will that all my just debts and funeral charges be first paid & discharged. Item. Where as some seized upon a lot of land on Charles Town Bay near Sparrow's Bastion containing one hundred foot front. The quantity of feet backwards uncertain, now I do hereby give devise and bequeath all that my said lot of land to my youngest son Marmaduke Daniell to his heirs & assigns forever. Item. I do also give & bequeath to my said son Marmaduke Daniell four of my negro slaves to wit two boys Cupid & Cyrus and one negroe woman named Shumma & the girl named Amoret to be delivered to my said son Marmaduke his Executors Administrators & assigns when he shall attain to the age of one and twenty years. And in case the Assembly of this Province should pass any Law to oblige the owners of the front lots to build a front wall before their said lots. If then my son Robert Daniell his Executors or Administrators shall at his or their own proper costs and charges build the front wall before the said front lot, hereby given to his said brother Marmaduke Daniell fully without any payment or reward for the same, and oblige himself by sufficient bond or obligation to his said brother Marmaduke Daniell to do and performe the same, and shall also pay unto Mrs Mary Johnson that now lives with me the sum of fifty curr^t money of this Province on demand and shall give to the said Mary Johnson all my wearing apparell & household outside cloaths. I also give devise and bequeath to Mrs Elizabeth Doggett the sum of fifty pounds curr^t money of this Province paid her within one year after my decease. And I

signed sealed and delivered in presence of us
Arthur Hall Margaret Evans }
Anna Ayers } Esqrs.

At a Council held at the Council Chamber in Charles Town the 3rd of 1721. The within will was then proved by the oaths of Arthur Hall, Mar-

garet Evans and Anna Ayres witnesses thereto & Letters testamentary granted to the Executors therein appointed, they having taken the oaths of Executors.
Test: W^m. Tunley Esq. Secy

Recorded Feb'y the 3rd 1721 by Thos Lamboll Esq. Secy

Extracted from Original Record N^o 18 page 182 removed from Secy of State's Office pursuant to Act of Assembly 22nd May 1799 & issued by W^m. Mendenhall Esq. Ch. Secy 1807.

Dan: Daniell

AA No 33 Sarah Daniell's last will & testament (vide bundle N^o 36)
South Carolina. In the name of God Amen. Sarah Daniell of Berkley County in the Province of South Carolina widow being weak in body but of sound and perfect mind & memory praise be given to Almighty God for the same, to make and ordain this to be my last will and testament in manner and form following. First I bequeath my soul into the hands of Almighty God hoping and believing the salvation of the same through the merits of my blessed Saviour & Redeemer Jesus Christ and my body I commit to the Earth to be decently buried at the discretion of my hereafter named Executors being full and certain hope of a resurrection to Eternal life and for my estate which it hath pleased God to have bestowed on me in this world I give and dispose of the same as follows. I'mprimis I will that all my just debts and funeral charges be first paid & discharged. Item. Where as some seized upon a lot of land on Charles Town Bay near Sparrow's Bastion containing one hundred foot front. The quantity of feet backwards uncertain, now I do hereby give devise and bequeath all that my said lot of land to my youngest son Marmaduke Daniell to his heirs & assigns forever. Item. I do also give & bequeath to my said son Marmaduke Daniell four of my negro slaves to wit two boys Cupid & Cyrus and one negroe woman named Shumma & the girl named Amoret to be delivered to my said son Marmaduke his Executors Administrators & assigns when he shall attain to the age of one and twenty years. And in case the Assembly of this Province should pass any Law to oblige the owners of the front lots to build a front wall before their said lots. If then my son Robert Daniell his Executors or Administrators shall at his or their own proper costs and charges build the front wall before the said front lot, hereby given to his said brother Marmaduke Daniell fully without any payment or reward for the same, and oblige himself by sufficient bond or obligation to his said brother Marmaduke Daniell to do and performe the same, and shall also pay unto Mrs Mary Johnson that now lives with me the sum of fifty curr^t money of this Province on demand and shall give to the said Mary Johnson all my wearing apparell & household outside cloaths. I also give devise and bequeath to Mrs Elizabeth Doggett the sum of fifty pounds curr^t money of this Province paid her within one year after my decease. And I

Danell shall build the said front wall, and pay & discharge the said mentioned legacy according to the true intent and meaning of the my will. And in such case and not otherwise, I do give devise and bequeath to my said son Robert Daniell his Executors Administrators and assigns all my other negroes & slaves, all my cattle hogs and stock of all sorts, with all the materials belonging to the Plantation & all my household goods & plate. And I do also give to my son Robert Daniell, one diamond ring containing three large stones of sparks, one pair of diamond earrings one stone in each and one gold seal which I leave in possession of Sarah Thell puz and shall not be delivered to him until he marries. And in case he should never marry then I give the above mentioned diamond ring, Earrings & gold seal to my son Marmaduke Daniell and in case they should both die unmarried, then I give ^{my said} said bequeath the above mentioned Ring Earrings and gold seal to my son Schudley my son. I also give and appoint my Executors to give to Sarah Nicholas Thell and his wife, each of them a diamond ring. I further order & direct that my son Marmaduke Daniell shall pay out other part of his estate the charges of his maintenance & education & traveling in England according to my agreement made between his master Marmaduke Thell Junr and myself. I do also further order that in case my son Robert Daniell & Marmaduke Daniell shall both be without issue lawfully begotten of their bodies then and in such case I do give and bequeath all my real & personal estate & possessions being in lawfully of what nature or kind come to my said son Schudley his heirs & assigns forever. I do nominate and appoint the Thell Junr my son Robert Daniell & Marmaduke Daniell my Executors to give my last will and testament hereby making with bond and former wills by me lawfully made, to be declared and affirmed this to be my last will and testament contained in some sheets of paper. In witness whereof I the said above named Sarah Daniell have set my hand & every sheet of paper and my seal to the labels first upon the 10th day twenty eight day of July in the seventh year of the reign of our Sovereign Lord George by the Grace of God of Great Britain France and Ireland King, Defender of the faith &c. And in the year of our Lord one thousand seven hundred and twenty one.

Signed sealed published and declared by the above named Sarah Daniell to her last will and testament in the presence of us. Geo. Logan - Thomas Cooper - Martha Logan - Sarah Blakeley

At a Council held at the Council Chamber in Charles Town Feb^y 1721. The foregoing will was then proved by the oaths of Thomas Logan Martha Logan Sarah Blakeley Witnesses thereto and others Testimony granted to Mr Robert Daniell one of the Executors therein appointed in his taking

taking the oath of an Ex^r administered to him in Council. He also to Mr William Thell being absent from the Premises.
Recorded Feb^y 1721 by the S^{ch}ambell & City Secy Test. W^m Lowrey Secy

Extracted from the Original Record No 6 page 149. removed from Secy of State's Office pursuant to Act of Assembly No 2. 1849 Examined by W. S. Hurdickall Esq. 2. 1857.

Abraham Fleury de la Plaine
Attest Mr Abraham Fleury de la Plaine's will and testament (vide bundle 1849)
No 31 In the Name of God Amen. I Abraham Fleury de la Plaine of Berkeley County in the Province of South Carolina Gent^l being in health of body and of sound and disposing mind and memory thanks be to Almighty God and calling to mind the uncertainty of this life do make and ordain this to be my last will and testament. First and principally I commend my soul into the hands of Almighty God hoping through the merits of my son Jesus Christ my Redeemer to receive the full and free remission and pardon of all my sins and eternal life and happiness in the world to come. And also such words by estate as it hath pleased Almighty God to bless me with I give and dispose thereof as followeth. In primis I will that all my debts and funeral expences be first paid & discharged. Item I give and devise unto my loving brother Isaac Fleury all that tract of land or Plantation containing eight hundred and thirty acres more or less whereon I now live together with all the buildings houses out houses and appurtenances whatsoever thereto belonging or in any wise appertaining for the term of his natural life without impeachment of waste and from and after his decease I give and devise the same plantation and premises unto my grand daughter Marian the wife of Tobias Fitch for and during the term of her natural life only without impeachment of waste and from and after her decease I give and devise the same unto my great grandson Stephen Fitch and the heirs of his body lawfully to be begotten and for default of such issue I give and devise the same unto my great grand daughter Mary Fitch and the heirs of her body lawfully to be begotten and for default of such issue then to such person or persons as she the said Marian shall think fit to dispose of by her last will and testament in writing and for want of such disposition then to the right heirs of my said grand daughter Marian forever. It being my intent and will that nothing herein before mentioned shall operate or be construed to make my said grand daughter Marian tenant in tail of the said tract of land or plantation but tenant for life only and so that she may not have power to joyne with her husband in making sale thereof but that the same may descend and go to her children the said Stephen and Mary after her decease. Item I give and bequeath unto my said brother the said Isaac Fleury the present and employment of all my negro and Indian or mustee slaves now herein after mentioned for the term of his natural life without