

In the Name of God amen I
Thomas Smith one of the Landgraves of South
Carolina in Perfect health yet considering the
uncertainty of this Life for the settling well
Ordaining and disposing of my whole Estate
real and Personal Do make appoint and Order
this present Instrument of writing to be my
last Will and Testament in manner and form
following (that is to say)

First and Principally I commend my Soul
unto Almighty God my Creator surely hoping
that through faith in Jesus Christ I shall
Obtain free pardon of all my sins & Inherit
Eternal Life my Body I desire may be decently
buried according to the Directions of my last
wishes named, as concerning the worldly
Estate wherewith God in his mercy has blessed
me I Dispose of the same in manner following
I appoint that all my Just Debts & funeral
charges be fully Discharged & paid with all
convenient Speed after my Decease.

Item I give & bequeath unto my eldest Son Henry
Smith my brick house together with five
hundred Acres of Land lying on my Brother
George Smiths & my great Marsh also
containing Two hundred Acres the Easternmost
Part I give to my Son Henry Smith and his
heirs for ever this Land to extend backward to
the Patents of my Land according to the Plat

of one thousand four hundred and Eighty Acres
that my Landgraves Patent.

Item I give and bequeath unto my Son Henry
Smith and his heirs for ever three hundred
Acres of my Wasmsey Land to be taken out
of the whole Platt in Proportion to the said plat
& he to have his first choice.

Item I give and bequeath unto my Son Henry
Smith three hundred acres of my Back River
Land and the same Quantity to my sons Thomas
Smith George Smith and Benjamin Smith
& to be so equally Divided that each may have a
Proportional share of the Cypress Swamp
which I give to them & their heirs for ever.

Item it is my will & I do order & appoint that
my Land joining on Granvilles Baston be sold
containing Seventy two foot Front and one
hundred forty foot back which I empower my
beloved Wife to sell and to give a sufficient title
to them that buy to them and their heirs for ever
the money which that said Land comes to to be
paid out in young Slaves for the use of the
Plantation I now live on.

Item I give and bequeath unto my sons Henry
Thomas George and Benjamin my Cedar Island
at the Mouth of Cape Fear River being on the
North side of the said River containing Eight

Hundred and odd Acres which I give to them and their heirs for ever the same to be Equally Divided as also the Remainder of my Cape Fear Land which I do give to the four before mentioned Brothers to them and their heirs for ever.

I then I give and bequeath unto my son Thomas Smith four hundred Acres of my Goose Creek Land joining his brother Henry Smiths also that Part of my great Marsh that my son Henry had Two hundred Acres of which I give to him and his heirs for ever to be run in Proportion back according to the Plat of fourteen hundred and Eighty Acres.

I then I give and bequeath unto my son Thomas Smith three hundred Acres of my Wasmaway Land joining his brother Henry Smith to him and his heirs for ever.

I then I give and bequeath unto my Daughter Mary Scriven One thousand Acres of Pine Land joining on Whiskimbs and a thousand Acres joining that to my Daughter Elizabeth Smith and three hundred Acres to each of them of my Wasmaway Land to them & their heirs for ever the remaining part of my Wasmaway Lands with one thousand Acres of Pine Land joining that I gave my son Waring I give to my beloved Wife to her & her heirs forever.

I then I give and bequeath unto my Daughter Elizabeth Smith One hundred & Eighty Acres

of my Goose Creek Plantation joining on that I gave my son Thomas together with twenty odd Acres of that Marsh of which my son Henry Smith had Two hundred Acres which I give unto my said Daughter Elizabeth and her heirs for ever which is to run back according to the Plat of one thousand four hundred and Eighty Acres.

I then I give and bequeath unto my son George Smith One hundred and fifty Acres of my Goose Creek Plantation & one half of the second great Marsh the said Land to run in Proportion back according to the Plat of one thousand four hundred and Eighty Acres which I give to him and his heirs for ever.

I then I give and bequeath unto my beloved Wife One hundred Acres of my Goose Creek Plantation together with twenty five Acres of that Marsh commonly called Cannadays Marsh the Land joining on lands of Mr. Daniel Malwaysons and whereas there is near two hundred Acres of Pine lying between this & the high Road leading to Goose Creek it is my Will that on a Survey what belongs to me may be equally Divided between my beloved Wife and my son George Smith and Benjamin Smith which I give to them three & their heirs for ever.

I do order & appoint my Loving Clerk Mary Smith in case of my Death to give Capt. William Dinkney

a Title for one hundred and twenty foot on the Easternmost Part of my Bay Land that runs to the Water mark on the North Side of the said Pinkney Bridge which Land the said Pinkney has paid the greatest Part for and the one hundred & Twenty foot of the Westernmost Part I give forty foot of adjoining to the said Pinkney to my beloved Wife Mary Smith & the Westernmost part being eight foot remaining I give to my Sons Henry Thomas George & Benjamin Smith the said Henry has his first Choice Thomas next then George and Benjamin which I give to them & their heirs for ever and I do here also confirm such a Title as my Wife may give to Captain William Pinkney to him and his heirs for ever for the said hundred & Twenty foot.

Item I give and bequeath unto my Daughter Sarah Bower Two hundred Acres of high Land and two hundred Acres of Marsh that joins on the old Horse and fronts Cooper and Back Rivers which I give to her & her heirs for ever.

Item I give and bequeath unto my Son in Law Edward Hume five hundred Acres of Land on Sauramoc Island at Wymyau according as it is Platted in the said grant which I empower my Wife to give him for his use and his heirs for ever.

Item I give and bequeath the Easternmost

half of my Salt Meads One hundred and two & Equally Divided between my Wife Mary Smith & all my Children the Westernmost half I do empower my Wife Mary Smith to dispose of and sell to the best Order with the meads for it & to give such a Title to him and his heirs for ever the Marsh that lies before the Easternmost Part I give to my Wife Mary Smith & all my Children to her them & their heirs for ever.

Item I also give unto my Loving Wife Mary Smith & all my Children all my white Point Land to them & their heirs for ever. And whereas there is a grant Recorded of mine in the Secretaries Office which was taken out by my Father when Governor the Original somehow or other Misaid tho' the Counter part the Secretary writes me word is in the Secretaries office which confirms my Title to the said Lot & the other Part of my White Point Land is granted to my Father & his heirs for ever which Title be in the Name the foresaid White Point Land may be Divided by Lot. And whereas my eldest son Tho. Smith did by a scandalous marriage bring a Disgrace on my Family on which I only gave him Liberty to settle on Part of my Ashbury Farm and during his life he Paying Taxes and Rent due to the Government which when his surviving Executor Mr. Roger Saunders sent

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We could he could find no Title to that
Land where my son Thomas lived therefore
Desired I would settle it on his son which
Request I granted as appears by the first
Paragraph in my Will before this Dated the
Twenty seventh of March 1732 Signed sealed
Published and Declared before Evidences and
since my Grandson Thomas Smith dyed
before he was of Age or Married which was
the Conditions of giving it to him & therefore
consequently Descends to me and my heirs
for ever I therefore Empower my Loving wife
Mary Smith to Dispose to the best bidder and
to give a Title to him or them that shall
Purchase the same to his or their heirs for
ever.

And whereas I have ^{lastly} sold to Doctor Martin
Part of two or three small Tracts of Land on
the Westernmost part of Goose Creek high road
which I have yet signed no Title for and
in case of my Death I empower my Wife
Mary Smith to give him a Title to, To
him and his heirs for ever.

And whereas Mr Swinton of Winyaw has in a
Triumphant manner ^{with} manured me word
that he was before hand with me in getting the
Hinge Grant for two thousand Acres of my
Land joining on each side on Mr. Comanders also

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Black river which was surveyed and Platted first
of all by Mr. Landgrave who could not finish it but
having a misfortune by falling into a Pitch hole
lost one Mr. Robertson one of Mr. St. Johns Deputy
to Resurvey and Return the same as a sworn
Officer in part of my Landgraves Patent. all this
was done before Mr. Swintons undermining
Title of which I complained in Governor Broughtons
Time who sent me such an answer as Mr.
Swintons Friends wont care to see I was also
informed by Major Pawley that Capt. Atkings
had also underhand run out several hundred
Acres of my Land that was returned me by
Virtue of my Patent by the late Governor Broughton
when Surveyor General about twenty six years
ago and some since returned by Mr. Young when
Surveyor General and Taxes & Rents always
paid for so that I Trust & hope the succeeding
Government will not let my poor Family suffer
contrary to all Law & Equity AND whereas I
have laid out a Township on my Winyaw barony
and have dovestised to sell part of it & to give
Part of it to strangers according to my Printed
Advertisement as also to rent out Part I do
authorize and Empower my Loving Wife Mary
Smith to sign such Writings that either the
Purchasers or Renters may be sure of a good
Title according to Agreement made with her

During her Widowhood which Title of hers I do
confirm to them their heirs or Trustees for ever
for the use of any Children that may have the
said

AND WHEREAS I have reserved for my self two
lots on the front of the said Township which run
back to the first Cross Street.

Item I give unto my ^{son} Henry Smith & his heirs
for ever Two Lots sixteen and forty six as app^{ear}
in the Model of the said Town.

Item I give unto my Son Thomas Smith Two
Lots Number thirteen & forty three as app^{ear}
in the Model of the said Town to him & his heirs
for ever.

Item I give unto my Son George Smith Two Lots
Number Ten & forty as app^{ear} in the Model of the
said Town to him & his heirs for ever.

Item I give unto my Son Benjamin Smith
Two Lots Number nineteen & forty nine as
app^{ear} in the Model of the said Town to him
and his heirs for ever.

Item I give & bequeath unto my loving Wife
Mary Smith Two Lots Number Twenty two
& Fifty two as app^{ear} in the Model of the
said Town to her & her heirs for ever.

Item I give unto my Daughter Ann Waring
Lots Number Twenty five & fifty five as app^{ear}
in the Model of the said Town to her & her heirs for ever.

Item I give unto my Daughter Moore Two Lots Number
Twenty eight & Fifty eight as app^{ear} in the Model
of the said Town to her & her heirs for ever.

Item I give unto my Daughter Sarah Bower
Two Lots Number seven and thirty seven as app^{ear}
in the Model of the same Town to her & her heirs
for ever.

Item I give unto my Daughter Mary Scriven
Two Lots Number four & thirty four as app^{ear}
in the Model of the same Town to her & her heirs for ever.

Item I give unto my Daughter Elizabeth Smith Two
Lots Number one & thirty one as app^{ear} in the Model of the
same Town to her & her heirs for ever.

Item I give and bequeath unto Dorothy Bassett Daught^{er}
of my good Friend the Reverend Nathan Bassett
One Lot Number One hundred and six as app^{ear} by
the Model of the same Town to her & her heirs for ever.

And whereas I have thirty one Grand Children
& Great Grand Children I give unto each a Town Lot
which amounts to thirty one Lots beginning at Number
Three hundred and one Fronting Church Street to
Number three hundred and fifteen joining Broad-
Street and from Number three hundred and thirty one
to three hundred forty five on Broad Street and three
hundred sixty one being the corner Lot of the first
Cross Street from Church Street as app^{ear} in the
Model of the said Town which I give unto them &
Each of them & their heirs for ever to be drawn by Lot.

I also give unto my aforesaid Grandchildren and great Grandchildren two thousand Acres of Land to make each of them a small Retiring Country Seat which two thousand Acres of Land is to begin from the back Part of my Barony that is near Santee River and to Run towards Winyaw river to Join that Land which I have by my Printed Advertisement given away to Ministers and poor People and a free School Churches Meeting houses &c Now the said Land for my Grandchildren to be Divided by Lot which I give unto them & each of them & their heirs for ever and my further desire is that the aforesaid Lots in the Town and the Lands that I have given to my Grandchildren & great Grandchildren be Divided by Lot to each of them or their Parents or Guardians within six Months after my Decese for their use & their heirs for ever. And whereas in all Probability my Loving Wife Mary Smith may live at Goose Creek During her life or Widowhood & so will be Ready to sign any Titles that I may not sign according to my printed Promise I do hereby Empower her to give Titles to any I have promised to them their heirs and successors for ever As to the Remainder of my Winyaw Barony that lateth to the Northward and Southward of the Town I give & Bequeath unto my Sonberry, Smith Thomas Smith George Smith & Benjamin

Smith One Thousand Acres each which is to be run out in Proportion to the North & South side of the Barony and then my Son Henry to have his first Choice, Thomas next, then George and Benjamin and seeing they are much under age I do order & appoint my Loving Wife Mary Smith during her life & Widowhood to take care and bring up my minor Children as a Parent & Guardian in the fear of God & to Chase out this Land for them according to my Order. Now what is still more Remaining of my Barony Land I do Empower my Loving Wife Mary Smith to sell to any Purchaser that will buy it & give him or them that shall Purchase the same a Title to them & their heirs for ever, but in case she cannot sell it to rent or lease it out for what Term of Years she Pleaseth. And whereas I have Titles to One thousand and four Acres of Swamp Land which lies between Pedee & Waccamaw Rivers it is my Will & I do give it to be Equally divided between my four Sons above named & my Wife Mary Smith by Lot which I give to them & their heirs for ever.

Whereas I have eleven Hundred Acres of Land on Lawrence's Island Joining on Pedee & Waccamaw Rivers & Two thousand Acres of Land fronting black River Joining the Commencement with a tract of Forty five Acres of Oak & hickory Land all which

I give to be equally Divided between my Son in Law Benjamin Waring my Son in Law James Scriven and to my Daughter Elizabeth Smith to them and their heirs forever.

AND WHEREAS there is One hundred fifty eight Acres left of my Goose Creek Plantation with Twenty Six Acres of the Westmost Part of my Second great Marsh which I gave unto my Son Benjamin Smith & his heirs for ever and whereas I have Empowered my Loving Wife Mary Smith During her Life or Widowhood to sell and Rent the Land according to the Plat of the Town Except such Lots as I have given away in my Printed Advertisement & Do Ratify & Confirm what my Wife may do in the Premises which I confirm to such Persons that she shall agree with them & their heirs for ever and the Great Produce of all money as she may Receive I give unto my Wife Mary Smith and all my Children each of them alike Part Except One hundred Pound to the Poor of the Reverend Nathan Bassett's Meeting in Charlestown to be Distributed by the Officers of the said Meeting. Also Fifty Pounds to my Cousin the Reverend Nathan Bassett Also fifty Pound to my Cousin the Reverend Josiah Smith. Also Fifty Pound to my Son in Law Benjamin Waring Also Fifty Pound to my Son in Law James Scriven also fifty Pound to my Cousin Archer Smith & to each of them & their Children

Town Lot in the Third Cross Street as their Father shall please which I give to them and their heirs for ever. Item I give my Clock and I do give & bequeath unto my Loving Wife Mary Smith my Silver Powder Box ^{Box} Tea Table and what Belongs to it also what Bed & Curtains she will Chuse with Spects Pillows & Pillowcases each two Pair with the best Chest of Drawers Quilt and Blankets.

I also give & bequeath unto my Loving Wife Mary Smith Cooper Andrew his Wife Moll and their three youngest Children together with the sixth Part of my Cattle horses Hogs Sheep that is now in the Plantation or shall be at my Death also one sixth Part of any of the household goods I like only Excepted. Item I give and Bequeath unto my Daughter Ann Waring a Large Silver Salver, and to my Daughter Justina Moore Two Silver Spoons.

Item I Give and bequeath unto my Daughter Mary Scriven & my Daughter Elizabeth Smith three hundred Pounds each out of money that may become Due out of the half way house Land.

Item I give and bequeath unto my Son Henry Smith Thomas Smith Mary Scriven & Elizabeth Smith George Smith and Benjamin Smith my Whole Personal ^{Estates} Except Mary which I give my loving Wife Mary Smith During her Life after which to Descend to my Son Henry Smith and two cows and Calves to my Daughter to be Delivered to Mary.

The Mother of due to buy Cloaths & Necessaries for
her and the said due to be free for her self after serving
my wife Mary Smith to the age of Eighteen years
of Age.

Item I give and bequeath unto my son Henry
Smith my large Silver Tankard & my Double
Barrell Pistols and such a gun as he shall choose
out of my Gunns & my Silver hilted sword & two
Silver Spoons.

Item I give and bequeath unto my son Thomas
Smith my Silver Tankard I bought of Mr. Weakley
together with a Tossling Piece his second choice
and one Silver Spoon.

Item I give and bequeath unto my loving wife
Mary Smith my large Silver Spoon or Ladle
during her life & after her decease to go to my Dearest
Son Henry Smith.

Item I give & bequeath unto my Daughter Elizabeth
my Silver Candlestick and one Silver Spoon. It is
my Will that the Remainder of my Plate not in
Particular given away I Desire my wife Mary
Smith to see it equally Divided between my two
Youngest sons George & Benjamin Smith it is
my Will that if either of my Children should dye
before they marry or come of Age then each such
dying before they marry or come of Age then my
Will is that what is given them shall Devolve
to my Loving wife Mary Smith & the rest of my
Surviving Children & their heirs for ever.

AND whereas I have appointed my Loving
wife Mary Smith to be Guardian to my Children
& to Live at my Goose Creek Plantation & manage
it till my Son Henry Smith come of Age provided
she lives a Widow, but in case she should alter
her Condition then I Desire my Son in law Benjamin
Crawling my Son in law James Scriven the Rev.
Nathan Bassett & Josiah Smith & my Cousin Arthur
Smith or the Majority of them to take my whole
Estate into their Custody & follow the Directions
given my wife Mary Smith the before mentioned
two Gentlemen to be Executors to follow the
Instructions given in this my last Will & Testament
Signed, Sealed, Published and Declared by the said
Testator Thomas Smith for & as his last Will &
Testament in the Presence of us who also saw the
Testator Sign his Name to the Bottom of each
Page to the fifth Page this third Day of May in the
Year of our Lord One thousand Seven hundred
thirty Eight.

of Thomas ^{the} Smith
mark

Be it known unto all Men by these Presents
that whereas Thomas Smith one of the Landgraves
of South Carolina has made made and Declared
my said last Will and Testament in Writing
bearing Date as in the Fourth Page of the annexed
Sheet of the said Thomas Smith do by these Presents
confirm & ratify my said last Will &
Testament And whereas there may be no dispute.

About my Loving Wife Mary Smith managing my Estate and Living at my Goose Creek Plantation or on any of my Lands not given to them that are of Age I Do Impower her to Remove my hands any where she thinks fit in Order to enlarge my Personal Estate and if she finds that it should Please God to Increase it more than will Maintain her self and the Children with her the Overplus I would have put out to Interest for the use of my Minor Family, by my said Wife My said wife Mary Smith during her Widowhood And whereas there may be no Dispute about the Dividing my Personal Estate I Do order my beloved Wife ^{my} Smith to give each one of my Children as they marry or come of Age their part of my Personal Estate as may be Divided to them by Lot and my Will and meaning is that this Codicil or Schedule be and be adjudged to be Part and Parcel of my last and Testament and that all things herein contained and mentioned be Faithfully and truly Performed and as fully and Ampley in every Respect as if the same were so declared and set Down in my last Will & Testament In Attest I have set my hand and Seal the Day and Year within mentioned.

Thomas S. Smith

Signed, sealed & acknowledged
in the Presence of us who saw the Testator
Thomas Smith sign his name to this &
all the within Sheets.

Chs. Tibbels
Jm. Hupst
Sarah Tibbels
James E. Dorton

and whereas there may some Disadvantage arise to my Children by not Impowering my loving Wife Mary Smith to Lease rent or Improve my Lands given to my Children till they come of age, by virtue of this my last Codicil I Impower my loving Wife Mary Smith during her Widowhood and my Executors or the Majority of them to rent lease or Improve my Lands during the Minority of my Children as they shall think Proper And whereas I have given my Wasmassaw Lands to my loving Wife Mary Smith my Daughter Mary Scriven my Daughter Elizabeth Smith my Son Henry Smith my Son Thomas Smith to be Divided when my son Henry Smith comes of Age. Notwithstanding my Will and Desire now is that Immediately after my Demise the said Land be Divided and allotted by my loving Wife Mary Smith Executrix with the Majority of my Executors as mentioned in my Will and this Second Codicil be adjudged as Part & Parcel of my last Will & Testament to be Faithfully & truly Performed in every Respect as if the same were so declared and set Down in my last Will & Testament In witness I have set my hand and Seal this Sixth Day of May in the Year of our Lord One thousand Seven hundred thirty and Eight.

Witnessed and acknowledged in
the Presence of
Chs. Tibbels
Jm. Hupst
James E. Dorton

Thomas S. Smith

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Before the Hon^{ble} William Bull
Esq^r: President & Commander in Chief and
Ordinary of the Province of S^c: Carolina

On the thirtyeth Day of August 1739 Personally Came &
appeared Joseph Hurst and James Ederston Two of the
Witnesses to the within Instrument of Writing who
being duly sworn on the holy Evangelist of Almighty
God Declared they were Present & saw Thomas Smith
the Testator sign the two first Sheets of the s^d: Instrum^t
& Declare the same to be his last Will & Testament
& also sign Seal & as his Act & Deed Publish & Declare
the first within written Verdict to be part and Parcel
of his last Will & Testament & that he was at the
same Time of sound and disposing mind Memory
and Understanding & that they also saw Charles
Filden & Sarah Filden the other two Witnesses sign
their Names as Witnesses together with them the s^d:
Deponents in Presence of the said Testator And further
the said James Ederston One of the Witnesses to the
second Verdict Declared he was Present & saw the s^d:
Thomas Smith sign Seal Publish & Declare the same
to be Part & Parcel of the said last Will & Testament &
that he was at the same Time of sound & disposing mind
Memory & Understanding & that he also saw Charles Filden
& John Filden the other two Witnesses sign their Names
as Witnesses together with the s^d: Deponents in Presence of the s^d: Testator.
I am before me 22nd Dec^r
W^m Bull.

Recorded 16th July 1739

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In the Name of God amen I John
Barnett of Saint James Parish in Raven County
being indisposed of Body though of sound & perfect
Mind and Memory Praise be therefore given to
Almighty God Do make & Ordain this my last
Will and Testament in manner and form following
That is to say First & Principal I commend my
Soul into the hands of Almighty God hoping thro
the Merits Death and Passion of my Saviour Jesus
Christ to have full & free Pardon & forgiveness of
all my Sins & to inherit Everlasting Life and my
Body I commit to the Earth to be Decently buried
at the Discretion of my Executors hereinafter named
and as Touching and Disposing of all my Temporal
Estate as it hath Pleased God to Bless me with I give
and Dispose thereof as followeth First I Will that
all my Debts be Paid by my Executors hereafter named
Item for the good Will & Affection I Do bear unto
Judith my beloved Wife I Do give unto her my said
Wife all my Lands and six Slaves named Dick Isaac
Lisband Alexander Suf & Millspan and to be at her disposing
as she shall think fittest so that all the Lands that I Do
now Possess and the six Slaves above mentioned I Do
unto my said Wife & to her heirs & Assigns for ever
Item I give unto my four Children Judith John
Martha & Eliza the Sum of four Thousand Pounds
Current Money of South Carolina to be Equally
Divided among them that is to say that each of my