

367
398
Before me James Mitchell Esq. Justice
of the Peace for the County of York

of Agedimus Testator from the Hon. Wm. Pitt Esq. Clerk
Governor & Ordinary of this Province on the fifteenth day of
August 1739 personally came & appeared Andrew Dapney
& James Lounes Two of the Testifiers to the within Will of
Philip Mapley who being duly Sworn on holy Evangelist
of Almighty God Declared that they were present and saw the
within named Philip Mapley Sign & seal & publish & Declare
the within Instrument of Writing to be and Contain his
Last Will & Testament & that he was of sound & disposing
Mind Memory and Understanding at the time of doing
thereof according to the Best of their Depoⁿ. Knowledge and
Belief & further that they the said Depoⁿ. together with
James Drummond signed their Names as Testifiers
thereto in presence of the Testator

Recorded this 19th of Octob. 1739.
JP

South Carolina

In The Name of God

Amen I Charles Smith of Charles Town in the Province
of South Carolina Clerk being of sound and disposing Mind
and Memory I raise be Given to Almighty God for the same
but being Sick and Weak in Body and considering the

389
368
Uncertainty of Death but the uncertainty of the time thereof
I have and Ordain this my last Will and Testament in manner
here following (viz.) First and principally I bequeath
and bequeath into the hands of Almighty God trusting and depending
on the salvation of the same through the merits of
our Christ my blessed Saviour and Redeemer and my body
decently Buried in the Meeting house Yard in Charles
Town of which Meeting house the Reverend Mr. Smith now
is as Minister in a plain Coffin with a paul supported
by Bearers and my whole Funeral to be with as much plainness
with as little Expense as Decency and the Custom of this Province
possibly admit being in full and Certain hope of Resurrection
Eternal Life and as to my Worldly Effects and Concerns
I do and Desire that the same shall be Ordered and disposed
in manner following I bequeath and Desire
my Friend Mr. John Bagnett may Collect and receive
my Negro Boy Dublin and my wearing apparel and effects
whatsoever they be in Charles Town soon after my
decease as conveniently he can and that he shall and will sell
dispose of the whole thereof for the most ready money he
obtain for the same within three months after my decease
within One month after he has disposed of my effects God's
Chattel abovaid in Charles Town to my said Friend John
Bagnett shall and will render a just and fair account thereof
I pay the neat proceeds thereof to my very good Friend and partner

270
M^r Thomas Jenys Merch^t in Charles Town. *Item*
Whereas sometime ago entered into a partnership with M^r Robert
Pringle and M^r John Baynet for carrying on a trade at Williamsburg
in this province whereby I am justly entitled to a certain part
of the stock and of the profits and increase thereof I do therefore Will
and Desire that my said partners M^r Robert Pringle and
M^r John Baynet shall and will account for my full part and
proportion of the said stock and of the profits and increase thereof
to my aforesaid Friend and patron M^r Thomas Jenys afoons
after my decease at the same can conveniently be done and that
they my said partners M^r Robert Pringle and M^r John Baynet
shall and will pay or cause to be paid unto my said Friend and
patron M^r Thomas Jenys the full neat proceeds of my part
or proportion of the stock profits and increase thereof as soon
as conveniently they can after my Decease *Item* Whereas
I came over to this province and entered into the service of the
said M^r Thomas Jenys upon his offering me that he would
generously Reward me for the same and make it well worth
my while so to do I do therefore Will and Desire that he
my said Friend and patron M^r Thomas Jenys shall and
will pay and apply as well what he in the Generosity and
Integrity of his heart intended to Reward me with as also the
neat proceeds of my estate and Effects in this province in manner
hereafter mentioned And thereby make and Ordain him my
said Friend and patron M^r Thomas Jenys Executor in Trust

371
To this my Will I hereby entreat him to take upon him the
execution thereof as far as relates my Estate & Effects
in America upon this special Trust and Confidence in him that said
M^r Thomas Jenys reported that he shall and will out of my said Estate
& Effects pay and discharge all my just Debts and Funeral
expenses with all the Expedition that he can conveniently do there-
unto and after he has so done if there should be a surplus of my
said Estate & Effects over and above what will discharge my said
just Debts and Funeral Expenses I shall and Desire that he the
said M^r Thomas Jenys shall and will Remit the same to my D^r Andrew
Smith in Belfast in the Kingdom of Ireland Lastly I hereby
do Ordain constitute and appoint the said D^r Andrew Smith
my Executor and Ordinary Legatee to this my Will hereby revoking
all other Wills by me made And I do hereby Declare this to be
my Last Will & Testament being contained in One sheet of
paper In witness Whereof I have hereunto set my hand &
at this Eight day of August in the year of Our Lord One thousand
Seven hundred and thirty eight

Chas^t Smith

Called Signed and Delivered & Declared
that Testator as and for his Last Will and Testament
in the presence of us who in his presence and at his request
wrote our names as Witnesses the Word While being
written and the words with placed over them its dead before
the Execution of it.

George Hunter
J^r Hopson
Thos Doughty Jun^r 16. Aug^r
Thos Lewis Brown

Before me William Bull Esq^r

Lieutenant Governor and Ordinary of this province On the Twelfth Day of August 1709 Personally came & appeared Thomas Doughty & Thomas Jany Two of the Witnesses to the within Will of Charles Smith who being duly sworn on the Holy Evangelist of Almighty God Declared that they were present when the said Charles Smith the Testator sign Seal Publish and Declare the within Instrument of Writing to be and Contain his Last Will and Testament & that he was of sound & perfect Mind Memory and Understanding to the End of these Depositions I further that these Depositions together with George Rumbert & Wm Hopkins signed their names as Witnesses thereto in the presence of the said Testator

By The Hon^{ble} Wm Bull Esq^r

Lieutenant Governor and Commander in Chief in and Over his Majesty's province of South Carolina and Ordinary of the same To all to whom these presents shall come Greeting Know Yll That on the Twelfth Day of August which was in the Year of Our Lord One thousand Seven hundred and Thirty Nine the Last Will and Testament of Charles Smith Late of this province Clerk deceased was proved approved and allowed of the said deceased having whilst he lived and at the time of his Death diverse good Rights and Credits in the province aforesaid by means whereof the approbation

and allowing of his Testament and the power of granting the Administration of all and singular the good Rights and Credits of the said deceased to me is manifestly known to belong and that the Administration of all and singular the good Rights and Credits of the said deceased and his Testament in any manner of way concerning the said deceased and his Testament being first sworn the Holy Evangelist of Almighty God well and faithfully to administer and make a full and perfect Inventory of all and singular the good Rights and Credits of the said deceased and Exhibit the same into the Secretary's office in Charles Town on or before the Twenty fourth Day of September now next ensuing and to render a just and true Account of the same to the next Session of the Council when the same shall be required

Secretary's Office Certified

In Testimony Whereof
I have hereunto set my Hand and
Seal this Twenty fourth Day of August
in the Thirteenth Year of his Majesty's
Reign Anno Domini 1709
Wm Bull

Recorded this 22 day of October 1709