

This will was approved before the Ordinary the fifth day of May 1753
and at the same time Qualified Rachel Traylor Clerk

South Carolina In the name of God Amen I John Ashby of the Parish of St Thomas & Dennis in Berkeley County in the Province aforesaid Planter being weak in body but of sound & disposing mind & Memory (blessed be God) do make constitute and Ordain this my Last Will & Testament in manner & form following that is to say, *Imprimis* I give and bequeath to my Wife Mary Ashby and to my Daughter Mary Ashby and their and each of their Heirs for ever all my personal Estate whatsoever (after all my Debts are paid) to be off Equally divided between them, provided my said Wife Mary Ashby shall have no other Child Lawfully begotten by me born after my decease but in that Case my Will is that my said Personal Estate shall be Equally divided between my said Wife Mary Ashby my Daughter Mary Ashby & the Child or Children so born to me of my said Wife after my decease and their heirs And in Case my said Daughter Mary Ashby or the Child or Children who shall be born to me of my said Wife after my decease if any shall happen to die before they attain to the Age of Twenty one Years or Marriage that then the Survivor or Survivors of my said Children shall be heir to that part of my personal Estate so given to the Child or Children who shall die before they attain to the said Age of Twenty one Years or Marriage And in Case my Daughter Mary Ashby and the Child or Children ^{who} shall be born to me of my said Wife after my decease if any shall all die before they attain the Age of Twenty one Years or Marriage then my Will is that that part of my Personal Estate bequeathed to my said Child or Children shall be Equally divided between such of my Brothers and Sisters Children as shall be the living and their Heirs for ever. *Item* I give and bequeath to my Wife Mary Ashby the use of my real Estate during the time she shall continue my Widow but in Case she shall marry again my Will is that she shall not be Intitled to any further use of my said real Estate than to dwell thereon without the privilege of keeping any Slaves thereon. *Item* I give and bequeath to my Daughter Mary Ashby and her heirs for ever all my real Estate whatsoever provided there shall be no other Child Lawfully begotten by me born of my said Wife Mary Ashby after my decease but in Case there shall be born to me of my said after my decease and then my Will is that he shall be heir to my said Real Estate & his heirs for ever, but in Case the Child born to me of my said Wife after my decease if any should be a daughter then my Will is that my said real Estate shall be Equally divided between my Daughter Mary Ashby & the Child so born to me of my said Wife after my decease and their heirs for ever And in Case my Daughter Mary Ashby & the Child born to me of my said Wife after my decease if any should both die without Leaving Issue of their body Lawfully begotten in that Case I give and bequeath my said real Estate to my Nephew Anthony Ashby and his heirs for ever. Lastly I do hereby constitute and Appoint my Wife Mary Ashby to be Executrix to this my Last Will and Testament during the Time she shall continue my Widow and no Longer And My Executors Peter Manigault Esq^r Andrew Housell and Benjamin Barneau to be Executors to this my said Last Will In Witness whereof I have hereunto set my hand to the first Page and my hand Seal to the second Page this fourteenth Day of April Anno Domini One thousand Seven hundred and fifty Eight.

Signed Sealed published and Declared by the Testator and for his Last Will and Testament in the presence of us who have subscribed our names as Witnesses thereto

John Ashby

By Myself
John Farquharson

Margaret Ashby

Ats Page 1 Line 18 Interlined the word said

June 21 Interlined

not

This will was proved the original the fifth day of May 1753 and the same time qualified Mary Ashby qualified as Executrix