

Prorog Before the Governor 23rd Jan^y 1761 At the same
 time Quallified W^m Fuller Benjamin Fuller Chas Martin
 Joseph Sealbrook & Ben Sealbrook Esq^r. On the 20 February 1761
 Was also Quallified Robt Sealbrook & John Sealbrook Esq^r & on the
 29th May 1761 was By the Governor also Quallified Whitmarsh
 Fuller as Executor.

South Carolina

In the Name of God Amen

I John Battell son of Benjamin Battell of the Parish of
 St. Andrew Brakley County in the Province of South Carolina
 Plaintiff bring Sick in Body but (thanks be to God) of sound &
 Disposing mind & memory Do therefore make & Declare this
 my Last Will & Testament in Manner & form following that
 is to say **Imprimis** I commend my precious & immortal
 Soul to God Who gave it in & thro' the Merits & Mediation of my
 Blessed Saviour & Redeemer Jesus Christ & my Body at
 Death I Commit to the Grave to be buried in a Decent &
 Christian manner at the Discretion of my Executor hereinafter
 named & as to all my Worldly Estate lands Tenements
 Goods & Chattles I Will & Desire that the same & every part & pt^l of
 thereof shall go & be disposed of in manner hereinafter respectively
 mentioned viz^t I order & Desire that all my just Debts &
 Funeral Expenses shall be paid & Discharged as soon as
 conveniently may be Done after my Decease. Item I
 give & bequeath unto my Beloved Wife Mary Battell on the
 terms & Conditions hereinafter mentioned & expressed Concerning
 her & not otherwise my Negro Slave Girl Named Lucy my
 Riding Chgr with the Harness & Horse to y^e same Belonging
 & also the Sum of Two Thousand pounds Current Money of
 this Province payable in the Manner following that is to say
 one Thousand pounds part thereof Within Three Months after
 my Decease & the other one Thousand pounds remaining & part
 thereof within two years after my Decease with interest on
 that one Thousand pounds for & During the said two years
 more over I Will & Desire that (in the Terms & Conditions aforesaid)
 shall be allowed unto my said Wife so long as She shall
 live my Widow & shall think fit personally to reside at my
 now Mansion House upon my plantation & no longer
 for her use & accommodation during the said Term & Time
 or times the one half Part of my said Mansion House without
 any interruption or Charge whatsoever for the same & also the
 use of one Bed & Furniture such as my Executor hereinafter named
 shall see fit & also whilst my said Wife shall so reside there
 a Sufficiency for herself Slave & Horse of such Provisions
 as the said Plantation shall then ordinarily yield But it is my

Will & I do hereby Declare that the said Several Legacies Gifts & Bequests by my herein given to my said Wife are so good & Bequeathed unto her & only me meant & intended to be in full Satisfaction & Bar of all such Dower & Interest or Customary part Share or Thirds of my Real & personal Estate which she can or may claim by any right Title or Custom whatsoever in case my said Wife shall claim Challenge or demand any Dower Thirds or Customary Part or other Share or Interest in or about of all or any part my Estate Real or personal (Except only such part thereof & for such Estate & Interest as is herein given Left or Devised unto her) Then I do hereby still Declare & appoint that all & every the Devises Legacies gifts & Bequests to her herein given Devised & Bequeathed shall be Void of none Effect & in case I give Devise & Bequeath the same in such Manner as the Surplus & residue of my Estate is hereinafter given Devised & Disposed of Item I give Devise & Bequeath unto John Wood the younger son of Henry Wood the Elder 1 Negro Slave Benjamin Hope & Co's I mean such as my Executors hereinafter named shall see fit out of my Estate Item I give Devise & Bequeath all the Surplus & residue of my Estate whatsoever & wheresoever unto my Loving Brother Benjamin Battell his heirs & assigns forever And I hereby constitute nominate & appoint him my said Brother Benjamin Battell whole & sole Executor of this my said last Will & Testament & I do hereby utterly revoke & annul all other & former Wills & Testaments by me heretofore made or Declared. In Witness Whereof I the said John Battell to this my Last Will & Testament have set my hand & Seal the 25th day of March in the Year of our Lord one Thousand Seven hundred & Fifty Eight & in the 31st Year of his Majesty's Reign

Jⁿ. Battell 

Sealed Published & Declared by the Testator John Battell as his Last Will & Testament in the presence of us who in the said Testator's presence & at his request have Subscribed our Names as Witnesses hereunto.

William Chapman
Samuel Bowman
George Purkis

Given before the Governor in the Court of ordinary the 23rd Jan^y 1761 Benjamin Battell the only Ex^r to the Within Will being Dead the Ex^r appointed by Benjamin Battell's Will acted as Ex^r to John Battell's Will.