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In the Name of God Amen I Benjamin Simon  
of Charles Town in the province of South Carolina Gen<sup>l</sup>  
being weak low & infirm of Body but of Sound & perfect  
Mind & memory & Understanding do make Constitute  
Publish Ordain & Declare this my last will & testament  
in manner & form following hereby revoking annulling &  
making void all & every testaments Wills or Codicils by me  
heretofore made & declared either by word or writing &  
this to be taken only for my last will & Testament &  
none other, First I will that all my Just Debts &  
funeral charges shall as soon as may be convenient  
after my decease be paid & discharged by my Executors  
hereinafter named, Item I will Direct & Appoint &  
authorize & empower my said Executors or such of them  
as shall take upon them the burthen & Execution of this  
my last will & testament or the Survivors or Survivor of  
them or the Executors or Executor of such Survivor as soon  
as my said debts & funeral Charges are paid or within  
a Convenient time thereafter to sell & dispose of all & every  
part of my real Estate (Saving reserving & excepting the  
Lot of land in Charles Town hereinafter particularly  
mentioned) to any person or persons whomsoever at publick  
Outcry Auction or Sale for the most money that can be  
gotten for the same in Cash or if it shall be judged most  
advantageous for my Legatees herein after named) on  
a Credit for a term not exceeding twelve Months the  
purchaser paying Interest from the day of Sale And  
the monies Bonds or other securities that shall be taken  
had or received for the same I will and Order to be divided  
in manner following that is to say I give to my sons Peter  
Edward, Maurice, Heating, Robert & James each the

1775

Sum of One thousand Pounds Currency (having already given to  
my son Benjamin a plantation which I value at One thousand  
pounds) & the rest & residue of the proceeds of my said real estate  
I give devise & bequeath unto & among all my said seven Sons  
share & share alike; But in case of the death of any of my  
said Sons before such division shall be made as aforesaid  
without lawfull Issue, then & in such case it is my will &  
desire that the share or shares intended for such of my son or  
Sons so dying shall be equally divided among the survivors of  
them share & share alike Item I will direct & appoint &  
authorize & empower my said Executors hereinafter named or  
the survivor or survivors of such of them as may take upon them  
the execution of this my will or the Executors or Executor of such  
Survivor to sell & dispose of all & every part of my personal Estate  
(except such part thereof as is or may be herein after mentioned  
& disposed of as soon as may be convenient after payment of my debts  
& funeral Charges as aforesaid at Publick or private sale & for  
Cash or a Credit for a term not exceeding Twelve Months the  
purchaser paying interest from the day of sale, And the  
Monies or Securities that shall be had taken & received for the  
same, I will devise & bequeath unto my loving Wife Ann  
Simons & my thirteen Children to wit, Benjamin, Mary  
Lefferson, Peter, Edward, Maurice, Ann Mutton, Elizabeth,  
Rebecca, Keating, Rachael, Robert, Mary Esther & James to be  
equally divided between them share & share alike my sons parts  
to be delivered Assigned & paid to them as they respectively  
attain the age of Twenty One years or day of Marriage & my  
Daughters parts as they respectively attain the age of eighteen  
Years or day of Marriage which may first happen or within  
in Six Months thereafter, and in case of the Death of any of  
my said Children under the respective ages aforesaid without  
lawfull Issue then my will & Desire is that the part or

share of such Child or Children so dying shall be divided  
 amongst the Survivors or Survivor of them & my said Wife  
 share & share alike, Item I give devise & bequeath to my  
 Daughters in Law Hannah Sands & Ann Denick the  
 Sum of One hundred <sup>50</sup> pounds Current Money each, Item I  
 give my Son Benjamin a pair of Silver mounted Pistols  
 Item I give to my Son Edward my Silver hilted Sword &  
 best Gun, Item I give to my Son Peating my Silver Watch  
 Item I give & bequeath unto my said Wife one horse & Chair  
 Item I give & bequeath unto my said Wife during her life if she  
 so long remains my Widow the use of all my household fur-  
 niture & wrought plate whatsoever in Charles Town or such  
 part thereof as she shall chuse & also of the following Slaves  
 to wit a Negro boy named Cyrus a Negroe Wench named  
 Molly & her two Children Mary & Libby & of the future Issue  
 & Increase of the said Mary & Libby, Item I give & bequeath  
 unto my said Wife so long as she shall remain my Widow  
 my house & Lot in Charles Town wherein I now live & reside  
 being part of a Lot (N<sup>o</sup> 179) to hold the same to her  
 during the term aforesaid & the use of such my Children  
 as shall be in their Minority during the said term And in  
 Case my said Wife shall Marry again then I give & be-  
 queath to her One third part of all my household furniture &  
 Goods both in town & Country in Lieu of all Dower & thirds  
 or right or title of Dower or thirds <sup>or</sup> right title or Claim  
 whatsoever to any part of my said Estate real or personal  
 Item I will & direct that my said Wife & minor Child-  
 ren be Supported & Maintained & the said Children  
 Educated out of the profits & income of my Estate untill  
 Division shall be made as aforesaid & from & after that  
 out of the Interest arising from their respective shares untill  
 they shall attain the respective ages above mentioned  
 Item in case of the Death or Marriage of my said wife

It is my Will & pleasure that all the personal Estate & also the house  
& Lott of which I have given her the use in manner aforesaid  
be sold & divided amongst all my Children as well Sons & Daughters  
in the same way & manner & under the same limitations as are  
above Ordered directed & limited with regard to my personal  
Estate immediately or as soon as conveniently may be after the  
Death or Marriage of my said Wife, Unless my said Executors  
shall think it necessary & more Convenient that my minor  
Children should Continue to have the use of the same than be  
boarded out, in which case I leave it to their discretion to  
defer the Sale thereof untill they shall have attained the  
respective ages aforesaid or such shorter time as they shall  
think proper And I do nominate & Appoint my Son  
in Law Daniel Levesque & my Sons Benjamin Simons  
& Edward Simons my Executors of this my last will &  
Testament & Guardians of the Persons & Estates of my minor  
Children In Witness whereof I the said Benjamin  
Simons have hereunto set my hand & Seal this eight day  
of August in the year of our Lord One thousand seven hun-  
dred & Seventy One

Signed Sealed published &  
pronounced by the testator as  
for his last will & testament  
in presence of us who at his  
request have subscribed our  
names in his presence as  
Witnesses to the same  
Roger Pinckney  
Alex<sup>r</sup> Hogg  
J<sup>n</sup> Colbock

Ben<sup>m</sup> Simons

Proved before his Excellency  
the Governor in the Court of  
Ordinary the 15<sup>th</sup> May 1772 at  
same time Qualified Ben<sup>m</sup> Simons  
& Edw<sup>d</sup> Simons Es<sup>rs</sup> to the Above Will