

WILL OF
CHARITY PORTER

In the name of God Amen.

I Charity Porter of the District of Marion widow Lady, being healthy of body, and of sound disposing mind and memory do make this my last Will and Testament in manner and form following.

Item. I give devise and bequeath unto my friend John C. Bethea and William. H. Cranford a tract of land Situate on Crafey Bay, bounded as follows on the north by lands of John. B. Platt, East by land of Isham Watson, South and west by land of Henry Gasque containing four hundred acres more or less, and the following negroes viz. Laura Bill, Jane, Bess, Amy, and Tim, and all my goods chattels, ch* in action. Stock & effects of what kind soever not hereinafter bequeathed to hold to them, the said John C. Bethea and William. H. Cranford, their Executors administrators and assigns, Upon this Special trust and confidence nevertheless, that is to say, that they my Said Trustees or the Survivor of them, or the executors and administrators of such Survivor shall after the payment of my just debts and funeral expenses, permit my son James Porter to occupy and possess the one half or moiety of the tract of land above mentioned, the Said tract to be so divided as to include the place on which the Said James now resides, and to receive and enjoy, the rents, issues, and profit of the Said lands for and during the term of the natural life of the Said James, and also shall permit the Said James to hold and to receive the labour, Services and hire, of the negro woman Laura, and her future increase, for and during the term of the natural life of the Said James the property aforesaid to be in no wise Subject to the debts of the said James, and from and immediately after the death of the Said James, if there be no child of the Said James that may have arrived at the age of twenty one, to stand Seised of the premises aforesaid & to hold the negro woman Laura and her increase, for the use and benefit of the Lawful children of the said James until Such time as one of the children of the said James may have arrived at the age of twenty one, then to convey and assure the premises aforesaid, and to give transfer and deliver the negro woman aforesaid with her increase unto the lawful children of the Said James, to them and their heirs forever share and Share alike. Item. also upon trust, that the trustees a-

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foresaid, shall permit my son Hugh Porter, to occupy and possess, the other half or moiety or the trust of land above mentioned including the dwelling house in which I now reside and to receive and enjoy the rent issues and profits of the said lands during the term of the natural life of the Said Hugh: and also shall permit him to hold and receive the labour- Services ^{two} and hire of the negroes Bill and Jane and the increase of Jane likewise for and during the term of the natural life of the Said Hugh without being in any manner Subject to his debts. and from and immediately after the death of the said Hugh if there be no child of his that may have arrived at the age of twenty one, to stand Seized of the premises aforesaid. and to hold the negroes aforementioned with the increase, for the use and benefit of the children of the said Hugh, until Such time as one of the children of the Said Hugh shall have arrived at the age of twenty one, then to convey and assure the premises aforesaid, and to give, transfer, and deliver the negroes aforementioned and increase, unto the lawful children of the said Hugh, to them and their heirs forever, Share and Share alike.

Item, also upon trust, that the trustees aforesaid shall permit my daughter Harriet Casque to receive and enjoy the labour Services and hire of the negro woman Befs and her increase to her sole and Separate use (without being in anywise Subject to the debts or control of her husband) for and during the term of the natural life of the said Harriet: and from and immediately after the death of the said Harriet if there be no child of the said Harriet that may have arrived at the age of twenty one, to hold the property aforesaid for the use and benefit of the children of the Said Harriet until Such time as one of the said children shall arrive at the age of twenty one: then to give transfer and deliver the negro woman aforesaid with her increase to the lawful children of the Said Harriet to them and their heirs forever share and share alike. Item also upon trust, that the trustees aforesaid Shall permit my daughter Elisabeth Flowers to receive and enjoy the labour services and hire of the negro girl Amy with her increase, to the Sole and Separate use ^{said} of my daughter without being Subject to the debts or control of her husband for and during the natural life of the said Elisabeth and from and immediately after the death of the said Elisabeth, if there be no child or children of

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him that may have arrived at the age of twenty one then to hold the property aforesaid for the use of her children, until Such time as one of the children of the said Elisabeth may have arrived at the age of twenty one, then to give transfer and deliver unto the lawful children of the Said Elisabeth the negro woman aforesaid and her increase, to them and their heirs forever Share and Share alike

Item, Also upon trust, that the trustees aforesaid shall as soon after my death as conveniently may be sell and dispose of the negro Jim on a credit or for money, as to them Shall seem most advisable, and apply the proceeds Equally Share and share alike, to the use and benefit of my Son James Porter and my daughters Harriet Casque and Elisabeth Flowers, Subject however to the Same restrictions and limitations as the property herein before bequeathed to the use and benefit of the said James, Harriet, & Elisabeth, respectively is restrained and limited, and my Trustees are hereby empowered to make such investments of the money arising from the Said Sale, as to them shall most proper, to carry out the trust aforesaid

Item, also upon trust, that the trust aforesaid shall if either of my children herein before mentioned die, without leaving issue alive at the time of his or her death, hold the place placed in trust for his or her benefit for the benefit of the Survivor or Survivors Subject to like trust as herein before provided.

Item, I give and bequeath unto my daughter Harriet Casque her executors administrators & assigns the one half of my house hold and Kitchen furniture

Item. I give and bequeath unto my daughter ~~Harriet~~ Elisabeth Flowers her executors administrators and assigns the other one half of my house hold and Kitchen Furniture

Item, I give and bequeath unto my two grand sons Nicholas Porter and Hugh Porter sons of James one cow each,

Item I give and bequeath unto my daughter Olivia Barfield one Dollar

Item, I give and bequeath unto Leonard Brown one Dollar

Item I will the rest and residue of my estate, I give to be equally divided among my children James & Hugh Porter Harriet Casque and Elisabeth Flowers Share and Share alike

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And lastly I do hereby nominate constitute & appoint my Said trustees, the Said John. G. Bothen and William. H. Cranford executors of this my last will and testament; hereby revoking and make void all former wills and testaments at any time heretofore by me made and do declare this to be my last will and testament

In Witnefs whereof I have hereunto set my hand and seal the third day of February in the year of our Lord one thousand eight hundred and forty six

Signed Sealed published)

and declared by the above)

Charity Porter (SEAL)

named Charity Porter, as a)

for her last will and testament)

in the presence of us who at her)

request, and in her presence have)

Subscribed our names as Witnefses)

Robt J. Gregg

Jane. B. Evans

G. D. Evans

Recorded in Will Book 2, Page 92

Original Will Missing

Recorded March 7, 1848

Ed. B. Wheeler, Ordinary

Roll No. 633

* word undecipherable with the exception of the letters "eh"; probably "choses"