

WILL OF

JOEL FORE

The State of South Carolina)
 Marion District)

The last will and Testament of Joel Fore.

I, Joel Fore, considering the uncertainty of this mortal life, and being of sound mind and memory, (blessed be Almighty God for the same) do make and publish this my last will and testament, in manner and form following,

First It is my will and desire, that the appraised value of all my real estate, and the moneys arising from the sale of my personal estate, after paying my debts, funeral expenses and other charges and expenses of my Executors, to be appointed by me hereafter in this my will, be divided equally among my children, share and share alike, the children of my son Joel, in the State of Alabama, taking the share, to which their father would be entitled if he were living.

Secondly. I divide my plantation, containing Six hundred and six acres more or less, situate on catfish Creek, in the District and State aforesaid, into two parts. The upper portion on which my dwelling is situated, bounded on the North by lands of Isham Watson, East by lands of willis Finkles Mary Finkles and J. W. Moody, West by lands of Mrs Maria Killebe, and South by a line commencing on a gum, (a corner tree) at the run of Catfish Creek, and running S. W. 32.0 to a branch, thence down said branch to a black gum in the mouth of a branch entering into the aforesaid branch, thence up the last mentioned branch to a gum near its head, thence S. W. 35.0 to the back line of my land on the bay, I give and devise to my sons, Thomas Fore, and Willis Fore, their heirs and assigns forever on the following conditions: To wit, First, That my said sons, take said land at a valuation to be determined by four disinterested freeholders, two of whom are to be appointed my said Sons Thomas and willis, and two by my Executors, and in case said four freeholders cannot agree as to the valuation of said land, that they call in a fifth freeholder to their assistance; and as the valuation of said land, will be more than the shares, to which my said sons will be entitled out of my estate, both of real and personal property, that said Thomas and willis pay over the surplus of the appraised value of said land, over and above their respective shares, to my Executors,

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within a reasonable time after my death, for the benefit of my children, or the representatives of my deceased child or children, to whom no land has been given and devised by me. Secondly, Should either of my said sons, Thomas or Willis, to whom I have given and devised said land, be desirous of disposing of his interest therein, then in that case, it is my will that he sell to no person, except a brother or sister, or brothers or sisters thirdly. The lower portion of my plantation, bounded on the north, by a boundary already described in a the devise of land to my sons Thomas and Willis, West by lands of M^{rs} M. Ellerbe and South by lands of the same, I give and bequeath to my son Daniel Fore, his heirs and assigns forever, in the same conditions, as those which I have before imposed on my sons Thomas and Willis, in my devise of land to them in this my will.

Fourthly. All my personal estate, goods and chattels, of what kind and nature soever, I direct my executors to sell, after due, public notice, at such time and on such terms, as they may deem most beneficial to my estate.

Fifthly. After all my just debts, funeral expenses, and charges and expenses incurred by my Executors, in carrying into effect this my will shall be paid, by my said Executors, out of my whole estate, and after deducting the shares of my sons, Thomas, Daniel and Willis, to whom I have given and devised land, from the balance of the value of my estate in money, the remainder thereof, I dispose of in the following manner, to wit, To my sons, ~~Thomas Fore~~, John Fore, James Fore, ~~Willis Fore~~, ~~Willis Fore~~, Stephen Fore, Alfred Fore, and to my daughters, Mary Ann Fore and Elisabeth A. Fore, I give and bequeath, to each, the one seventh part of said remainder, and the remaining one seventh thereof, I give and bequeath, to the children of my deceased son Joel,

Sixthly It is my desire and request that my daughters, Mary Ann and Elisabeth A. continue to reside in my mansion house, while unmarried, or as long as they or either of them desire so to remain.

Seventhly. My express meaning and will is, and I do hereby order and appoint, that if any difference, dispute question or controversy shall be moved, arise, or happen concerning any gift, devise, matter or thing In this my will, expressed or contained, that then no suit, or suits in law or Equity or otherwise shall be brought commenced or prosecuted, for and concerning the same,