

6

WILL OF
BENJAMIN LINDSEY

State of South Carolina (In the Name of God Amen I Benjamin Lindsey of Newberry District and State aforesaid --- being weak and low in body but of perfect Mind and Memory thanks be to almighty God for his Mercies Cawling to mind the immortality of my body and of such worldly Goods where in God have blest me with - in this world I do will and Dispose of as follows that is to say first and principally I do Recommend my Soul in to the care of Almighty God who Give it not Doubting that at the Last Resurrection he will receive the Same again by his almighty power &c & c --- -----

Item I will and bequeath unto my beloved wife Sarah Lindsey Peaceable possession of all my home plantation where I now live on During hur Natural Life or widowhood and no longer and I also will and bequeath unto my beloved wife Sarah Lindsey two Negroes namely Rose and Amelia one horse the Hair horse and plow and gear and two Cows and Calves and as many hogs as shee sees Cause to take and two beds and furniture bedstide &c and all of the household and kitchen furniture as shee will need During hur Natural Life or widowhood and no longer and at the End of hur natural Life and widowhood or Dith then all the remains of the above named property willd to my beloved wife Sarah Lindsey During hur natural Life or widowhood shall go and Descend to my Lawful heirs as is hereafter wild and in taild to them and ~~their~~ heirs of thir Bodys for Ever &c & c -----

Item I will and bequeath unto my beloved son Mahalaleel Linds and to the heirs of his body and to no person or persons whomsoever and to remain for Ever intaild to him and to the heirs of his body for Ever all them plantations or tracts of Land containing for hundred acres more or Less Situate in the District and State afor

first and principally I do Recommend my Soul in to the care of Almighty God who Give it not Doubting that at the Last Resurrection he will receive the Same again by his almighty power &c &c -----
Item I will and bequeath unto my beloved wife Sarah Lindsey Peaceable possession of all my home plantation where I now live on During her Natural Life or widowhood and no longer and I also will and bequeath unto my beloved wife Sarah Lindsey two Negroes namely Rose and Amelia one horse the Hair horse and plow and gear^s and two Cows and Calves and as many hogs as shee sees Cause to take and two beds and furniture befitting &c and all of the household and kitchen furniture as shee will need During her Natural Life or widowhood and no longer and at the End of her natural Life and widowhood or Dith then all the remains of the above named property willd to my beloved wife Sarah Lindsey During her natural Life or widowhood shall go and Descend to my Lawful heirs as is hereafter wild and in taild to them and their heirs of their bodies for Ever &c &c -----

Item I will and bequeath unto my beloved son Mahalaleel Linds and to the heirs of his body and to no person or persons whomsoever and to remain for Ever intaild to him and to the heirs of his body for Ever all those plantations or tracts of Land containing few hundred acres more or Less Situate in the District and State aforesaid on both Sides of Whites Branch waters of Hawlicks Creek waters of Saluda River at this time bound on the East by Dorothy Charles Land and George Wises Land and bound on the South by Jeremiah Wises Land and bound on the West by George Wheelers heirs Land and also bound on the North by Said George Wheelers heirs Land and I also will and bequeath unto him the said Mahalaleel Lindsey and to the heirs of his body a certain peace or parcel of Land containing seventy five acres more or Less Sit-

7
WILL OF BENJAMIN LINDSEY PAGE 2.

uate in the District and State aforesaid on both Sides of of
Hawlick Creek waters of big saluda River it being the South East
corner of a tract of Land originally --Granted To Patrick Quar-
termus beginning at the South East corner on John Wises Line from
thence north Westward on Jeremiah Wise Line and George Wheelers
heirs Line to a bee cake corner on Said Wheelers heirs Land
from thence on Said Wheelers heirs Line to a stake corner and by
the Said Stake the same corner ~~N~~ West ward to the big Road
Leading to M^{rs} Marys ferry Down Said Road South ward to a stake on
John Wises Line in or Neare the Said Road from thence Eastward
on Said John Wises Line to the beginning corner on Said John
Wises Line all of which Said Lands shall be and Remain for Ever
intaild to him the said Mahamaleel Lindsey and to the heirs of
his body for Ever &c and I also will and bequeath unto him the
Said Mahamaleel Lindsey and to the heirs of his body for Ever
three Negroes Namely Jack and Coge and pig a negroe Girl and all
her increase all of which Said three negroes and thir increase
shall Remain for Ever intaild to him the Said Mahamaleel Lindsey
&c and to the heirs his body for Ever and to no other person or
persons &c

Item I will and bequeath unto my beloved Son William K. Lindsey
and to the heirs of his body for Ever all thers--Plantations or
tracts of Land containing fore hundred acres more or less sit-
uate in the District and State aforesaid on the North side of Big
saluda River bound at this time on the East by George Wheelers
heirs Land and also bound on the South by Mahamaleel Lindsey Land
and bound on the East and South by John Wises Land and bound on
the South by big Saluda River and bound on the West by John Sum-
mers and George Fellers and George Dominick and John Fellers
Land and also bound on the North by said John Fellers Land and

John Wises Line in or Neare the Said Road from thence Eastward on Said John Wises Line to the beginning corner on Said John Wises Line all of which Said Leand shall be and Remain for Ever intaild to him the said Mahalaleel Lindsey and to the heirs of his body for Ever he and I also will and bequeath unto him the Said Mahalaleel Lindsey and to the heirs of his body for Ever three Negroes Namely Jack and Gage and pig a negroe Girl and all her increase all of which Said three negroes and thir increase shall Remain for Ever intaild to him the Said Mahalaleel Lindsey he and to the heirs his body for Ever and to no other person or persons he

Item I will and bequeath unto my beloved Son William K. Lindsey and to the heirs of his body for Ever all them--Plantations or tracts of Land containing fere hundred acres more or less situate in the District and State afor said on the North side of Big Saluda River bound at this time on the East by George Wheelers heirs Land and also bound on the South by Mahalaleel Lindsey Land and bound on the East and South by John Wises Land and bound on the South by big Saluda River and bound on the West by John Summers and George Fellers and George Dominick and John Fellers Land and also bound on the North by said John Fellers Land and with a reference to a copy plat Certified by John Chapman A deputy Surveyor with more fully shene all the aforesaid premises all of which the aforesaid Land and premises shall be and for Ever Remain intaild unto him the ^{sa} William K. Lindsey and to ^{the} heirs of his body and to no other person or persons for Ever he and I also will and bequeath unto my beloved son William K. Lindsey and to the heirs of his body for Ever three Negroes Namely Waid and tempt and Charlotte ~~Waid~~ and all thir increase for Ever and to remain intaild to him the said William K. Lindsey and to

WILL OF BENJAMIN LINDSEY PAGE 3.

the heirs of his body and to no other person or persons for Ever
Item I will and bequeath unto my beloved Dauter Dorothy Charles
and to the heirs of her body and to Remain for Ever intaild to
her the Said Dorothy Charles and to the heirs of her body for
Ever all them plantations or tracts of Land containing fore hun-
dred acres more or Less Situate in the District and State afore
on both Sides of Buffelows Creek waters of big Saluda River be-
ginning on a stake the North Corner on W Workmans Line from
thence South wards on Said W Workmans Line to a pine Corner
thence East ward on Said Workmans Line across the Creek to Mar-
tha Mills Line from thence South wards along Said Mills Line as
since
the pine Stands or nearly so to Buffelows Creek from thence a-
cross Said Creek to a stake Corner from thence South East Ward on
Said Mills Line to a stump corner on John Fulmers Line from
thence South Wards $\frac{1}{2}$ on Said John Fulmers Line to a pine on
George Durricks Line from thence West Ward on Said Deerricks Line
to a stake from thence on Said Deerricks Line South West ward to
Stake on Ruth Banks heirs Land from thence West ward on Said
Ruth banks heirs Line to the Branch Cawld the Langford Branch on
the big branch there corner on Red oak from thence up the Said
Langford Branch as the water Runs to where the Duch Road Crosses
it from thence East ward along Said Duch Road to Ded box oak in
a holler from thence North East ward to the beginning Corner a
stake on W Workmans Line and having a reference to the plats will
fully Shew all the aforesaid Mentioned premises &c all of which
Said Land Shall Remain intaild to her the Said Dorothy Charles
and to the heirs of her body for Ever and to no other person or
persons for Ever and I also will and bequeath unto her the Said
Dorothy Charles and to the heirs of her body for Ever three Ne-
cesses namely one Negro woman named Harriet and all her increase

thence South wards on Said W Workmans Line to a pine Corner
thence East ward on Said Workmans Line across the Creek to Mar-
tha Mills Line from thence South wards along Said Mills Line as
since
the pine Stands or nearly so to Buffalo Creek from thence a-
cross Said Creek to a stake Corner from thence South East Ward on
Said Mills Line to a stump corner on John Fulmers Line from
thence South Wards $\frac{1}{2}$ on Said John Fulmers Line to a pine on
George Durricks Line from thence West Ward on Said Deerricks Line
to a stake from thence on Said Deerricks Line South West ward to
Stake on Ruth Banks heirs Leand from thence West ward on Said
Ruth banks heirs Line to the Branch Cawld the Langford Branch on
the big branch there corner on Red oak from thence up the Said
Langford Branch as the water Runs to where the Duch Road Crosses
it from thence East ward along Said Duch Road to Ded box oaks in
a holler from thence North East ward to the beginning Corner a
stake on W Workmans Line and having a reference to the plats will
fully shew all the aforesaid Mentioned premises &c all of which
Said Leand shall Remain intailed to him, the Said Dorothy Charles
and to the heirs of her body for Ever and to no other person or
persons for Ever and I also will and bequeath unto her the Said
Dorothy Charles and to the heirs of her body for Ever three Ne-
groes namely one Negroe woman namd Harrit and all her increase
for Ever and also one other Negroe Girl namd Tilda and all her
increase for Ever and also one other Negirl named Rose and all
her increase for Ever and all of which negroes and all thir in-
crease shall Remain intailed for Ever unto her the Said Dorothy
Charles and to the heirs of her body and to no other person or
persons for Ever &c &c

4
Item I will and bequeath unto my beloved Grandson Benjamin Lester
and to the heirs of his body for Ever three Negroes namely Isaac

WILL OF BENJAMIN LINDSEY PAGE 4.

and Easter and all her increase and for Ever and a negroe woman named Rose and all her increase for Ever at the term of his Granes Sarah Lindseys is out and at an end which Negroes and all their increase shall Remain for Ever intaild to him the Said Benjamin Lester and to the heirs of his body for Ever As -----

Item I will and bequeath unto my beloved Grand Daughter ~~My~~ Sofiah Lester and to the heirs of her body for Ever three Negroes namely Lancee and Amelia and Ann and all their increase at the term of my Graney Sarah Lindsey being at an end and out and to be and Remain intaild to her the Said Sofiah Lester and to the heirs of her body for Ever and to no person or persons what Ever Else and I alise with that at my Deth if any Leas shood take place by Deth or otherwise with the aforesaid Negroes my Executor shall have the power to make an equal Divide of Said Six negroes So wile to the Said Benjamin Lester and the Said Sofiah Lester and bee it Known and understood that if Either of the Said Benjamin Lester or the Said Sofiah Lester Doe Die then and in Such Case the aforesaid negroes and all their increase shall goe and Descend to the one that is a Live and to the heirs of their body for Ever that is if Either of them shall Die with out Issue and still Remain intaild and bee it Known that if the Said Benjamin Lester ^{be Ded} and all his ~~Issue~~ Issue ' and if the Said Sofiah Lester and all her Issue Should be Ded then and in that case all of the aforesaid negroes and all their increase shall goe and Descend to the next of my blood Kindred for Ever -----

Item I will and bequeath that ^{all} the Remains of ^{my} ' hole Estate that is not wile shall be Equally Devided betwixt my two sons and Dorothy Charles and the heirs of their bodye by my Executors and it cannot be devided then Sould to the highest bidder and when

term of my Graney Sarah Lindsey being at an end and out and to
be and Remain intaild to her the Said Sofiah Lester and to the
heirs of her body for Ever and to no person or persons what Ever
Else and I alise with that at my Deth if any Less shood take
place by Deth or otherwise with the aforesaid Negroes my Executor
shall have the power to make an equal Divide of Said Six negroes
So wile to the Said Benjamin Lester and the Said Sofiah Lester and
bee it Known and understood that if Either of the Said Benjamin
Lester or the Said Sofiah Lester Doe Die then and in Such Case
the aforesaid negroes and all thir increase shall goe and Descend
to the one that is a Live and to the heirs of thir body for Ever
that is if Either of them shall Die with out Issue and still Re-
main intaild and bee it Known that if the Said Benjamin Lester
be Ded
and all his ~~Issue~~ Issue ' and if the Said Sofiah Lester and all
her Issue Shold be Ded then and in that case all of the aforesaid
negroes and all their increase shall goe and Descend to the next
of my blood Kindred for Ever -----

Item I will and bequeath that ^{all} the Remains of ^{my} ' hole Estate that
is not wile shall be Equally Devided betwixt my two sons and
Dorothy Charles and the heirs of thir bodye by my Executors and
it cannot be devided then Shold to the highest bidder and when
the money is collected then the money shall be devided as afore-
Said betwixt my two sons and Dorothy Charles and the heirs of
their bodye for Ever

Item I will and bequeath that my heirs all may convey any of thir
intaild property from one to another but the property So convey-
ed shall Still Remain intaild to the one that bys of the other to
them and to the heirs of thir bodye for Ever as tho it had never
been conveyed one from another and I all so will that the negroe
woman Nime when sold to no person shall bid only my heirs for her

10 1

WILL OF BENJAMIN LINDSEY PAGE 5.

Said Mine he or she that bid the most for her Shall have her &c-
and I Do heave by anominate and appoint My beloved Son William
K Lindsey and my beloved Cousin Amen Leindsey to be my Executors
of this my Last Will and testament &c &c -----

In Witnefs I have heave unto Set my hand and fixt my Seale
the twenty forth Day of March in the year of our Lord one thous-
and Eight hundred and forty and in the Sixth/ forth year of the
independance of the United States of America &c &c -----

Benjamin Lindsey --(L.S.)

Sign Seald and Ac-

knowledged in the presents of

Jacob Wheeler

D. R. King

Adam hartman

Recorded in Will Book No 1, Page 8 to 15. "Record of Wills".

Proved November 9th, 1840.

Recorded May 19th, 1841.

W. Wilson Ordinary Newberry District.

Box No. 94. Pkg. No. 245. Est. No. 2331.