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WILL OF

JOHN G. THOMAS.

of the State of South Carolina.

I John G. Thomas of the District of Newberry in the State aforesaid, do make & declare the following, as & for my last will & Testament, in manner & form following. viz.

1.. I give and devise to my friend F.B. Higgins, for & during the life time of my son Josephus Thomas & no longer, a parcel of Land containing Thirty five acres, more or less, lying in the District aforesaid on the road leading from the Dead Fall towards Laurens District, beginning at a large Pine 3x near said Road running S25°W-7.ch. 28 Links on Edward Stephens Land, Thence on ~~David Stewart's Land~~ David Stewart's Land N73 1/2° W 31.ch. to a ~~corner~~ one. Thence on the same N 17 1/2° E - 9.ch 50 L. to a stake 3x. Thence on other Lands of my own N 86° E - 18 ch. 85L. to the said Dead Fall Road. Thence with the said Road to the beginning Corner (Exclusive of a piece of Land containing Three acres, which lies in the interior of the said Thirty five acres, which said Three acres, I have here to fore conveyed to the said Josephus Thomas)

In Trust, for the following uses & purposes, viz, for the exclusive use & benefit of my said Son Josephus Thomas, for & during the term of his natural life aforesaid; and at his death when I give & devise the same absolutely & for ever to the children of the said Josephus Thomas, to be equally divided between them share & share alike, the children of a deceased child one or more to take among them the share to which the parent would have been entitled if living. The parcel of Land above disposed of is part of a Tract called the Stewart Tract, and a plat there of made out by A.R. Able D. on the 21.. May 1844

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to the said Dead Fall Road. Thence with the said Road to the
beginning Corner (Enclusive of a piece of Land containing Three
acres, which lies in the interior of the said Thirty five acres,
which said Three acres, I have here to fore conveyed to the
said Josephus Thomas)

In Trust, for the following uses & purposes, viz, for the ex-
clusive use & benefit of my said Son Josephus Thomas, for &
during the term of his natural life aforesaid; and at his death
I give & devise the same absolutely & for ever to the
children of the said Josephus Thomas, to be equally divided
between them share & share alike, the children of a deceased
child one or more to take among them the share to which the
parent would have been entitled if living. The parcel of Land
above disposed of is part of a Tract called the Stewart Tract,
and a plat there of made out by A.R.Able D. on the 21.. May 1844
will more fully shew the shape & location there of.

I give & devise to the said F.B. Higgins the balance of my
tract of Land Called the Stewart tract, also the whole of my
tract of Land called the Wirts Tract. In Trust to & for the
following uses & purposes; viz, for the sole & separate use &
benefit of my wife Mary Thomas, during the term of her natural
life or widowhood, and at her death or marriage then I give &
devise the same to my son Griffin Thomas for & during the term
of his natural life; and at his death I give & devise the same

absolutely & for ever to his children Share & Share alike; the children of a deceased child or children to take among them the share to which the parent would have been entitled to if living. But if my said son Griffin Thomas should die with out living children, then I give & devise the same to my three daughters Ellen Thomas, Elizabeth Ann Thomas & Magdaline Thomas, share & share alike during their natural lives respectively, and the remainders over, to the issues of ~~them~~ their bodies respectively; but should either of my said daughters die with out living children surviving there the share of such daughter or daughters so dying with out children shall go to the survivors or survivors of the said three daughters, during their natural lives & at their respective deaths shall in like manner vest absolutely in the children of the said survivor or survivors share & share alike.

And It is my will & desire that the whole of my personal Estate that herein after Specifically bequeathed be sold as soon after my death as convenient upon a reasonable credit, and the proceeds of such sale, together with all monies that may be due or owing to me at my death, be applied in the ^{first} place to the payment of such debts as may be owing by me & for the expenses of administration &c. and after the same shall have been settled & satisfied, Then I give & bequeath the remainder of the said and to the following persons absolutely & for ever; viz. The one fourth part thereof to my wife Mary Thomas; another fourth part thereof to my daughter Ellen Thomas; another fourth part thereof to my daughter Elizabeth Ann Thomas, and the remaining fourth part thereof to my daughter Magdaline Thomas.

I give & bequeath to my said wife Mary Thomas, one Bed, bedstead & furniture & my two Horse wagon.

The provision here in above made for my wife Mary Thomas are

remainders over, to the issues of ~~each~~ their bodies respectively; but should either of my said daughters die with out living children surviving there the share of such daughter or daughters so dieing with out children shall go to the survivors or survivors of the said three daughters, during their natural lives & at their respective deaths shall in like manner vest absolutely in the children of the said survivor or survivors share & share alike.

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It is my will & desire that the whole of my personal Estate not herein after Specifically bequeathed be sold so soon after my death as convenient upon a reasonable credit, and the proceeds of such sale, together with all monies that may be due or owing to me at my death, be applied in the ^{first} place to the payment of such debts as may be owing by me & for the expenses of Administration &c. and after the same shall have been settled & satisfied, Then I give & bequeath the remainder of the said and to the following persons absolutely & fore on; viz. The one fourth part there of to my wife Mary Thomas; another fourth part there of to my daughter Ellen Thomas; another fourth part there of to my daughter Elizabeth Ann Thomas, and the remaining fourth part there of to my daughter Magdaline Thomas

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I give & bequeath to my said wife Mary Thomas, one bed, bedstead & furniture & my two Horse wagon.

The provision here in above made for my wife Mary Thomas are intended to be in full of her claim of Dower in any part of my estate; and to bar & exclude her from any claim of Dower to any part there of, and the proviseous here in above made for my said wife, are also intended as full remuneration to her for the board & clothing of my three daughters during their minority if they remain with her during that period. My said wife shall not

be at liberty to rent out any part of the Tract of Land called the Werts Tract during her life estate therein, and if she should do so, then the rent there of shall go to & be divided between my three daughters above named, but my wife shall be at liberty to Cultivate as much there of as she may choose

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6.. If my friend Elijah P. Lake will consent to act as administrator of my Estate, with this will annexed, it is my desire that he should do so, upon his complying with the requisitions of the Law in Such cases.

In witness where of, I have here unto set my hand & seal this 3rd day of August 1846 a Seventy first year of American Independence.

Signed, Sealed, published & declared by the said John G. Thomas as
as & for his last will & Testament, in our presence, who in his presence, at his request, & in the presence of each other, have subscribed our names as witnesses to the due execution thereof.

Edward Stephens

John G. Thomas (L S)

Levi Longshore

Samuel Shumpert

Recorded In Will Book No. 1. Page 256 "Records Of Wills"

proved November 2 - 1846

Recorded November 19 - 1846

H. K. Boyd. Ordinary Of Newberry District

Box. 80

Pkg. 206

Est. No. 2032