

LAST WILL AND TESTAMENT OF JAMES BARKER.

IN THE NAME OF GOD, AMEN:

I, James Barker, Senior, of Pickens District, being weak in body but of sound & disposing mind memory and understanding do hereby declare and establish this my last will and testament in manner following, that is to say -

First, I desire and so direct that all my just debts be paid as soon after my decease as the same can be conveniently done.

Secondly, My will and desire is that all the rest residue and remainder of my real and personal estate be disposed of for the benefit of my children by my present wife Charlotte and my beloved wife during her natural life except the legacies herein specified.

Thirdly, It is my will and desire, and I do hereby devise and bequeath to my beloved wife Charlotte and my children by her all the land on the southwest side of Little River whereon I now live supposed to contain about three hundred acres which said land is part of a tract which I purchased of Sol Palmett - on which said tract of land my said wife is to live during her natural life or widowhood, and at her death the same to be divided between my children by my said wife, namely, Josiah Barker, Martha Barker and Eli Barker, Joshua Barker, Elizabeth Barker and Peggy Barker or to the survivors of them or the legal heirs of such as may have deceased. Eli to have two shares & the others or the heirs of the others share and share alike. And I do also devise direct that all my land on the northeast side of Little River be rented or leased or cultivated at the discretion of my Executrix and Executor for the benefit of my said six children and to be applied to their maintenance, education and support, and if necessary or expedient my said wife Charlotte Executrix and my son James Barker Executor may sell & dispose of the land on the N. E. side of Little River and any personal property and apply the interest or proceeds to the support of my said six children hereinbefore named to make ample provision for the support of Eli. And I do hereby direct my Executrix & Executor to pay to my daughter Rebecca Davis twenty-five dollars on

1st February 1833.

Fourthly, To insure the faithful execution of this my last will and Testament & that same may be carried into effect according to my wish and desire, I bequeath to my son James Barker, Jr. twelve dollars annually till the youngest child comes to lawful age if she so long shall live. At which time I direct that a division be made of the same can be done & my said wife should she remain my widow to have a child's part of all my real and personal estate which shall remain.

Fifthly. I do hereby devise and bequeath to my Executrix and Executor all my real & personal estate of whatever kind wherever the same may be found for the benefit of my wife & her six children. All my children by my first wife having left me & are capable of gaining a living, and my estate not being sufficient to maintain my six small young children & divide with the others, I leave them nothing more except my prayers for their prosperity and happiness.

Sixthly. I do hereby appoint my loving wife Charlotte Executrix and my son James Barker, Jun. Executor of this my last will and testament.

Seventhly, & lastly I do hereby revoke all other & former wills by me made and do hereby establish this.

In testimony whereof I have hereunto set my hand and seal this first day of December in the year of our Lord one thousand eight hundred & thirty-three.

Signed sealed published & declared by the said testator as his last will & testament in our presence who were called on to witness the same in his presence.

his
JAMES X BARKER. (SEAL)
mark

JOSEPH CHISHAM.
JOHN SWAFORD,
JOSEPH BARNETT.

SOUTH CAROLINA.
PICKENS DISTRICT.

BE IT REMEMBERED that the foregoing last will of James Barker was proven by the oath of Joseph Barnett one of the subscribing witnesses to the same. And at the same time qualified Charlotte, widow of deceased Executrix of the same 11th March, 1834. Examined and recorded 11th March 1834.

JAS. H. DENDY, C.P.D. (SEAL)

RECORDED in Pickens District Will Book No. 1. pages 20-21.