

IN THE NAME OF GOD, AMEN:

I, Levi Phillips, of Pickens District, S. C., having lived to great age and knowing that it is appointed for man to die, and being now of sound mind, memory and understanding, do make this my last Will and Testament in manner following, Viz - My will and desire is that after death my body be decently buried by the side of my beloved wife; My Soul I commend to God who gave it, in the hope of a glorious resurrection through the merits of Christ Jesus.

As regards my worldly estates, my will and desire is that all my just debts be speedily paid.

I give, devise and bequeath to George W. Phillips, my youngest son, all my lands or real estates.

I will devise and bequeath all my personal estates, not herein otherwise directed to be sold by my Executors, the debts collected all my just debts to be paid, and my Executors to have a substantial stone wall built over the grave of my wife and self so as to protect them as much as can be with substantial headstones worked in the wall and protected.

I will, devise and direct: That after my debts are collected all debts and expences paid, the remainder of my estates be equally divided between my children & their legal representatives, Viz, James Phillips, Samuel Phillips, Levi Phillips, Michael Phillips, Elizabeth Polk, Sarah Kell, Fannie Harrison, Barbary Kelly, Malinda Fuller, Nancy Arrington, Melissa Ferguson and Polly Broom or their heirs, share and share alike. But before anything is paid, each to render in an account of what they have received, that all may be made equal. Those who have received most to have the less, those who have had the least to receive the more so that all may be made equal. And as Samuel and Elizabeth are dead I leave to the survivors to say what they have had, and the amount to Sam's distributive share to be paid by my Executors to my sons James and George Phillips as they have promised me to hunt up the children or legal representatives of my said son Samuel and pay them the amounts they may be entitled to.

My overcoat I give to my son George W. as he has had many journeys for me. All my other wearing apparel I give to my sons who may survive me. They to cast lots for first choice of garments, and if more than goes around, to continue on till all is taken.

And for the intent that this my will should be carried into effect, I do hereby constitute and appoint my friends Joseph Grisham and William S. Grisham to execute the same according to my true intent and meaning. And I hereby revoke all former wills by me made and establish this.

In testimony whereof I have hereunto set my hand and seal this second day of October in the year of our Lord 1846.

SIGNED, sealed, published and declared by the above Testator to be his last Will, who called on us to witness the same.

his
LEVI x PHILLIPS. (SEAL)
mark

Wm. BARTON.
HUGH L. O'KELLEY.
ELIZABETH GRISHAM.

SOUTH CAROLINA.)
PICKENS DISTRICT.)

PERSONALLY appeared before me Miss Elizabeth Grisham & made oath that she was present and did see Levi Phillips sign the foregoing Will (by making his mark) as his last Will & Testament, and that Wm. Barton and Hugh L. O'Kelley were with herself subscribing witnesses to the same.

SWORN to before me the
25th day of February 1847.

ELIZABETH GRISHAM.

W. D. STEELE, O.P.D.

BE IT REMEMBERED that the last Will & Testament of Levi Phillips, Dec'd was proven in common form by the oath of Elizabeth Grisham, a subscribing witness to the same. 25th day of Feb'y 1847.

W. D. STEELE, O.P.D.