

SOUTH CAROLINA

RICHLAND DISTRICT) IN THE NAME OF GOD AMEN. I Drury Bynum, being sick in body, but of sound and disposing mind and memory do make and ordain this my last will and testament.-----

1-first I give, devise, and bequeath to my children Nathamill Sarah, James and Gray, who is sometimes called John, one fourth part of the clear value of my estate real and personal, their heirs and assigns forever. The legacies above named are the children, whom, I have begotten by Vally Bryson.-----

2Secondly- I give to my son William Bynum a tract of land containing three hundred acres more or less, originally granted to Jeffreys, it being part of my Delozear lands, on which tract of three hundred acres, there is a saw and grist mill, to him, his heirs and assigns forever. And I hereby confirm to him his heirs and assigns forever, the gift, which I have heretofore made to him of about twenty negroes or upwards, which have been delivered to him; and also the whole of the Thompson tract of land which I gave him, except that part of the pond next to me which lies within the line of the Thompson tract. The devises and bequests thus made him or hereafter to be made, are to be taken in lieu and bar of all claim, he may have against me on any amount what ever.---3 Thirdly. I give devise and bequeath, the whole of the rest and residue of my estate, real and personal to my friends John Scott, William Weston and Wade Hampton Senior for life, and to the survivor of them, his heirs, executors, administrators or assigns, in fee simple absolutely and forever. It is my wish that my said friends shall hold the property thus devised to them free from all trust whatever. Nevertheless, I have devised and bequeath the same to them in the confident expectation and hope, that they will permit my children by Sally Bryson, to wit Nathamill, Sarah, James and Gray, for whom, I am under a sacred obligation to provide, to have the use of the whole of the estate, real and personal, absolutely and forever, in the manner

following, that is to say, that my friend will permit, the said James and Gray to have for themselves and their heirs forever the following tracts of land Viz. one tract called Haley's containing about five hundred acres- one called Moses Harris tract, containing three or four hundred acres- one of eighty or ninety acres, called the Delozear's tract, & one of sixty or seventy acres granted to myself- also the whole of the Howell ferry tract together with a small part of my other swamp land adjoining said tract, to be designated by a line running from the barn on the lake directly on a ridge until it strikes or intersects Rives line, which adjoins my land. The balance of my swamp and bluff land, I wish to be divided equally among my children, Nathaniel and Sarah. - And it is my earnest hope and confident expectation that my friends John Scott, William Weston and Wade Hampton Senior will permit the balance of my lands to be equally divided between Nathaniel and Sarah my children by Sally Bryson; also that my said friends will permit all my personal property to be equally divided among my said children Nathaniel, Sarah James and Gray. And in the mean time, that my said friends permit Sally Bryson the mother of my said children, to have a ^{residence} ~~xxxxxxx~~ maintenance and support upon my plantation, and two hundred dollars a year during her life, unless she should marry,- in which event it would be my desire that the provision thus proposed for her, should cease as well the maintenance and residence, as the said annuity, and that my children above named, Nathaniel, Sarah, James and Gray should have and enjoy the whole of the residue of my estate forever And it is my hope and confidence expectation, that my said friends will carry into effect these my wishes, by ob^oeyances proper to that end, after my death, and especially in relation to my daughter Sarah aforesaid, that they would ~~me~~ convey to some person in trust for her during her life all that portion of the said rest and residue of my estate real and personal,

which I have devised above that she should enjoy for her sole and separate use, free from the debts, contracts and controul of my any husband she may marry-and after her death in trust for such children as she may leave alive, and the descendants of any that may be dead at such period. they taking among them their parents share; but if she shoul'd die without leaving any child or children alive at the time of her death, or the descendants of such, then in trust, to permit her to dispose of the same by deed or will, executed in her lifetime according to law, and in default of such appointment and disposition by her, then in trust for her surviving brothers, Nathaniel James and Gray, and the heirs of such of them as shall then be dead.--4- Fourthly- But if by law, the devise and bequest in the preceding clause of the rest and residue of my estate to John Scott, William Weston and Wade Hampton, be void, in consequence of this expression of my hope and expectation being coupled therewith that they would provide for the said Sally Bryson and my children Nathaniel, Sarah, James and Gray as in the said third clause mentioned, then and in that case I give, devise and bequeath to the said John Scott William Weston and Wade Hampton for life, and to the survivor of them, his heirs, executors, administrators and assigns forever absolutely and without any expression of my wishes, hopes or expectations, the whole of my estate real and personal, described in the said third clause as the rest and residue of my estate.-

5- Fifthly- It is my will and desire, that if any attempt be made, in any of the courts of this State, to impeach this my will or any part thereof, in consequence of any matter or thing contained in the said third clause thereof, in that event, I hereby revoke and declare void the second clause, by which, the tract of three hundred acres granted to Jeffreys is devised to my son William Bynum, and I do here by devise the same ~~to~~ to John Scott, William Weston and Wade Hampton to them their heirs and assigns forever, I hereby nominate,-----

CON'T

WILL OF

DRURY BYNUM

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constitute and appoint my friends John Scott, William Weston and Wade Hampton to be executors of this my last will and testament heroby revoking all former wills by me heretofore made, and declaring this to be my last will and testament. In witness where of I have hereunto set my hand and seal this twenty fourth day of December in the year of our Lord one thousand eight hundred and thirty Six,-----

D. Bynum

Signed, Sealed published and declared by the testator Drury Bynum as for his last will and testament in our presence and we at his request and in presence of each other have hereunto subscribed our names as witnesses-----the word
William crossed before signing.

John R. Brown, John Gray, Petter Gaffney,

SOUTH CAROLINA)

RICHLAND DISTRICT) Personally appeared John R. Brown and made oath that he saw Durury Bynum sign seal publish pronounce and declare the within deed to be his last will and Testament that he was then of sound and disposing mind according to the best of the Depnents knowledge and belief and that he with John Gray and Peter Gaffney at the request of the Testator in his presence and the presence of each other witnessed the due execution thereof


John R. Brown

Sworn to Before me 27 January 1837

James S. Guignard Ordinary.

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