

South Carolina

Richland District - In the name of God Amen.

I Matthew R. Howell of Richland District in the State aforesaid, being of sound and disposing mind and memory: do make and declare the following to be my last will and testament, hereby revoking all former will by me heretofore made.

First - It is my will and desire that all my just debts be paid.

2nd. I give and bequeath unto my beloved wife Maria Ann Howell and to her use absolutely the following Eight negroes: to wit: Adella Chaney, Ben, Jack Isaac Walton Tom and John

3rd. My carriage Horses and carriage, one waggon. half of my mules, all my plantation tools, and half of my Stock of Cattle and Hogs and half of my House hold furniture

4th. half of my land in Florida in Hernando County near Desoto, - All the rest and residue of my Estate, both real and personal, at the time of my death, I devise and bequeath to my four children, Thomas Ann Howell, William Arthur Howell, Mary Elizabeth Howell and Charles Robert Howell - to be equally divided between them Share and Share alike - Subject to Such conditions, limitations and provisions as are hereafter Set forth in this my will.

It is my will and desire that my Executors Shall keep the aforesaid, rest and residue, of my Estate together the children negroes to be kept ~~separate from~~ their mothers And when my daughter Thomas Ann Howell Shall attain the age of twenty one years, or marry, I devise and bequeath to her one fourth part of the aforesaid, rest and residue of my whole Estate, real and personal: to her sole and Seperate use, free from the control, and not Subject to the debts or contracts, of any Husband to whom she may then be married or with whom she may hereafter intermarry But if my said daughter Should die

& Sister - William Arthur Howell Charles Robert Howell, and her Sister Mary Elizabeth Howell, to be equally divided between them Share and Share alike; But if one of her Said brothers or her Sister Shall have died before her; leaving lawful issue alive at the time of his or her death, it is my and desire that Such issue Shall take among them the Share to which their parent would have been entitled if living. And if either one of the Brothers & the Sister, or both the Brothers & the Sister of my Said Thomas Ann Howell Shall have died before her, leaving issue at the time of their respective deaths, I devise and bequeath the said one fourth part of my estate to Such issue; The issue of each Brother & Sister taking among them the Share to which their parents if living would have been entitled: To my son William Arthur Howell, when he Shall attain twenty one years of age, or marry, I devise and bequeath one fourth part of the aforesaid residue of my estate real and personal. but if he Should die without leaving issue alive at the time of his death, I devise and bequeath his one fourth part of my said estate, to his Brother Charles Robert Howell and his sisters Thomas Ann Howell and Mary Elizabeth Howell, to be equally divided between them Share and Share alike: The Shares of Thomas Ann and Mary Elizabeth, to their sole and separate use, not subject to the debts, or contracts, and free from the control of any husbands to whom they may then be married or with whom they may thereafter marry, and if either of my children, Thomas Ann, Mary Elizabeth or Charles Robert Howell Shall have died before, William Arthur, leaving issue, who Shall be alive at the death of William Arthur Such Shall represent their parent in the partition of this remainder and take the Share to which their parent would have been entitled if living at the death of William Arthur Howell -- -- --

To my daughter Mary Elizabeth Howell, when she Shall attain

the age of twenty one years of age.

due of my estate real and personal, to her sole and separate use, free from the control, and not subject to the debts or contracts, of any husband with whom she may intermarry; but if she should die without leaving lawfull issue alive at the time of her death, I devise and bequeath her one fourth part to her sister Thomas Ann Howell, and her Brothers William Arthur and Charles Robert Howell to be equally divided between them, share and share alike. The Share of Thomas Ann not subject to the debts or contracts, and free from the control of any husband with whom she may intermarry; and if either of my children - Thomas Ann William Arthur or Charles Robert, Shall have died before Mary Elizabeth leaving issue who Shall be alive at the death of Mary Elizabeth Such issue Shall represent their parent, in the partition of this remainder, and take the Share to which their parent would have been entitled if living at the death of Mary Elizabeth Howell. To my Son Charles Robert Howell when he Shall attain the age of twenty one years or marry:

I devise and bequeath, one fourth part of the aforesaid residue of my estate real and personal - But if he should die without leaving lawfull issue alive at the time of his death, I devise and bequeath, his one fourth part of my said estate, to his Brother William Arthur Howell, and his Sisters Thomas Ann, and Mary Elizabeth Howell to be equally divided between them, Share and Share alike; The Shares of Thomas Ann. and Mary Elizabeth to their sole and separate use, free from the control and and not subject to the debts or contracts of any husband to whom they may then be married, or with whom they may thereafter marry and if either of my children Thomas Ann William Arthur, or Mary Elizabeth. Shall have died before my Son Charles Robert, leaving issue, who Shall be alive at the death of Charles Robert, Such issue Shall represent their parents in the partition of this remainder, and take the Share to which their parent would have been entitled if liv-

I nominate and appoint my two friends Frederick Lykes and Dr. W.T. Mayo Executors of this my last will and I hereby invest such of them as shall qualify as Executors, or the survivor if only one with authority to make all such partitions or allotments as may be required to carry this will into effect, without resorting to any Court --

During the minority of my said children my Executors may apply a portion, and if necessary, the whole, of the annual income of their respective fourth parts, to their maintenance and education, if the said income should not be sufficient, I authorize my Executors, to dispose of a portion of their respective fourth parts, sufficient, to give my said children a good Education and maintain them comfortable

In witness whereof I have hereunto Set my hand and seal this Eighth day of August in the year of our Lord one thousand eight hundred and fifty three

Signed, sealed and published, by the Testator, as, and for

M.R. Howell

his last will and testament, in our presence who in his presence, and in the presence of each other, and at his request have subscribed our names as witnesses hereto

South Carolina

Richland District)- Personally appeared

Jesse G Lykes and made Oath that he saw

{ Wm. P. Bush

{ Jesse G. Lykes

{ D.J. Hay

Matthew R Howell sign seal pronounce and declare the within Instrument of writing to be his last will and Testament that he was then of sound and disposing mind & memory according to the best of this Deponents knowledge and belief and that he with William P Bush and D.J. Hay in the presence of each other at the request of the Testator in his presence and in the presence of each other witnessed the due execution thereof-

Sworn before me 16 January 1854,  
James S. Guignard, Ord.

Jesse G. Lykes