

In The Name of God Amen: I Huberd Rees of the State of South Carolina, Sumter District. being in Health and Sound mind and memory: but recollecting the mortality of all men, and the great uncertainty of Human events do make and ordain this my last Will and Testament (hereby disannuling all former and other Wills by me made) first I recommend my Soul to Almighty God that gave it, and my body to be buried in Christain like manner at the discretion of my <sup>friends</sup> friends and Executors, And after the payment of all my Just debts I do Will and dispose of all my Estate both Real and Personal in the way and manner following

Imprimus I give to my Son John Whitehead all my hands the Plantation whereon I now live, my Swamp Plantations and a number of other tracts of Land, Excepting the tract whereon my Brother Scarborough now lives containing two hundred & Twenty Acres (more or less)

Item I give unto my said Son John Whitehead the following negro Slaves, Namly fuller Jem and his Wife Nitah and their Children, Cate. Bob. John. Seaser: fuller. Linsea & Nitah and Cates too female Children: Fill and his Wife Silvy, and their Children Elsy, Livly. Sally. Satire and Susy- Moses and his Wife Dinah, and their children. Fortin, Beck. Mary. Sarah Sinder Isaac & a young female child, and Becks Child Juda: Ross, and her Children. Milly. Betty. Jose, Paul. Menu. and Adam, Jeny and her children littl sons Milly. and Charles: Jem. Neilson: Muso. January. and Tom. in all forty three, with all their future Issue

Item I give to my said Son John Whitehead all my Stocks of Horses Cattles Sheep and Hogs also all my Household and Ketchin furniture

Item I give to my Brother Scharborough the two two hundred and twenty acres of land more or less above Excepted and whereon he now lives.

Item I give unto my said Brother Scharborough my two young Negro Men, Rueben, and Derry.

Item. I give unto my Nephew Huberd Rembert five hundred dollars to be paid from the Proceeds of my Estate within two years from the date <sup>of</sup> my death, by my Executors.

Item I do <sup>give</sup> five unto my said Son John Whitehead every other part and parcel of my Estate both Real and Personal not herein before mentioned and disposed of-----

Item my Will and desire is that should my said Son John Whitehead die before he arrives to the age of twenty one years old, at which time he is to take Possession of, and receive all the Property of Estate above mentioned in that case or event, my Will and desire is that should he leave no legitimate Issue that all the above mentioned Estate. both Real and Personal shall be equally divided between my brother Scharborough and my five Sisters, or their children that is to say that the children of my deceased Sisters, Jane Rembert and Edith Williams to Receive the share their Mothers would share were they living and my Sisters Ann <sup>Lee</sup> Sue, Mary Gayle and Elizabeth Rogers with my Brother Scharborough to share and share alike or in the Event of their death their children to share their part, But my Will and desire is that should it hereafter be necessary to divide my said Estate that my negroes must be divided that each Family of negroes is to be kept together and so to remain together so long as there is any of them under seventeen years old that is born prior to such division and after the death of my said Son John Whitehead. But should it so happen, that my said Son should marry and <sup>have</sup> legitimate Issue, before he Receives his Estate or arrives to the age of twenty one years old, such legitimate child or children shall be intitled to the Estate by me Willed to their Father. But should such child or children of my said Son die and leave no legitimate Issue in that case my Will and desire is that my said Estate above mentioned both Real and Personal shall Return to my said Brother and Sisters or to their Children in manner Before mentioned--

My Will and desire is that my said Son John Whitehead be sent to some one of the Northwest or Eastern State to School in the spring of next year and then continued untill he receives a compleat Clerical Education should his his Capacity admit of his his receiving such Education by the time he arrives to the age <sup>of</sup> ~~to~~ twenty one years old, which will be in the year One thousand eight hundred and eight, the Twentieth day of December

Item my Will and desire is that my Mother shall live during her whole life to come on my Plantation in my House and be mannager and Mistrefs of my House the same as she heretofore has been during her whole life to come--- come and that she be afforded a decent maintainance from the Preceeds of my Estate in addition to her own income. that is to say, what she lacks of a maintainance from her own Estate be made up out of the Proceeds of mine during her life

and lastly, my Will and desire is that should my said Son John Whitehead die <sup>have</sup> and bear no legitimate Issue at any time of his life, in that event the whole of my Estate above mentioned shall return to my said Brother and Sisters or their Heirs, in the proportion before mentioned

And I do hereby nominate and appoint my friends Rurben Long, John Singleton son of Matthew, and John Horan my Esecutors to this my last Will and Testament.

made and done this Sixth day of August in the year of our Lord one thousand Eight hundred and two--

Signed Sealed and Acknowledged in presence of

W<sup>m</sup> Murrell

H Rees (SEAL)

Jas W Murrell

John Haynsworth

(Recorded in Will Book "A" Pge 32)

Recorded 11th Day of Nov. 1803