

WILL OF

WALTER JAMES

In the name of God, amen, I Walter James of Sumter district in the State of South Carolina, Planter being in health-of body and of Sound mind memory and understanding for which I thank God, do make this my will & testament in manner following.

First I give and bequeath-unto my wife the use of so much of my plantation where on- I now live as may be necessary for to plant with ^{her} the negroes hereby given to her, with the use of the dwelling house & out houses as may be necessary for her use for the term of her natural life the said plantation to be used by her and my children herein after mentioned in common to her and there mutual advantage.-- I also give to her for ~~her~~ lifetime only, the following negroes, to wit, Tom, Nancy, Nero, & Abba, the half of my plantation tools, horses, cattle, and Stock, provisions on hand at my death, & the half of my House hold & kitchen furniture, this in lieu of Dower, and of her right & inheritance in a tract or plantation of land which descended to her from her deceased brother John Barden- hereingive & delivered to my son John-----

Secondly--I give devise & bequeath unto my son John James that plantation of land which descended to my wife from her brother as above stated, also Cinder and her family & their future increase, & a boy named Jim, and two of my horse but if he should die under age without issue then the said estate to be equally divided amongst my younger children-----

Thirdly I give and bequeath unto my daughter Caroline Montgomery to her sole and separate use free from the debts of her present or any future husband for her natural life, ^{as} the following negroes a negro named Lizzett & her future increase & the sum of Three hundred dollars- and from and after her death to such child or children as she may leave at her death-----

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may leave at her death-----

Fourthly. I give and bequeath unto my daughter Penelope Montgomery,
to her sole and separte use free from the debts of her present or
any future husband for her natural life as follows, Cloe & Billy &
their future increase and from and after her death to such-child of
children as she may leave at her death.

Fifthly. I give and bequeath unto my other children being my younger

children (and not either of the above named three) all the rest residue & remainder of my estate, also my plantation whereon I now live after the death of my wife Easter James, also should my son & John die as above mentioned under age without issue, then the estate above bequeathed & devised to him to be equally divided amongst them as the residue of my estate, also that the property herein bequeathed to them be continued & worked on the ~~said~~ plantation whereon I live, for their joint benefit they to live & reside with their mother, & to bear their proportionate part of the House hold expenses to be educated out of the proceeds of their estate, in such manner as my my executor herein after named shall think to their advantage & as their estate will permit; that as they respectively come of age or Marry that my executor do allot to & deliver to them respectively their proportionate parts of my estate except the lands which is not to be divided until after the death of my said wife-- By the term my ^{younger} children- I mean all my children except Caroline, Penelope & John-----

Lastly- I nominate and appoint John B Miller executor here of and the care of my said children, and do declare this to be my last will and testament. In witness whereof I the said Walt James have here unto set my hand and seal this seventeenth day of November in the year of our lord one thousand eight hundred and nineteen-----

Signed, (being sealed) in the) Walter James (SEAL)
(
presence of us who have here)
(
unto subscribed our names)
(

W. L. Brunson

C. Miller

Wm Wilder

(recorded in Will Book AA page 318)

(recorded October 19th 1821)

William Potts Ordway S.D.