

WILL OF BENJAMIN BRITTON

State of South Carolina

In the name of God Amen. I, Benjamin Britton, ^{Planter} of the District of Williamsburgh & State aforesaid being of sound and disposing mind and memory, do make & declare this my Last will & testament in manner & form following towit

Item 1st I give devise & bequeath unto my beloved wife Sarah Grier Britton the following named twelve negroes Viz Phill. Judy. Lilla. Sam. Isaac. John. Hanna. Flora. Rose. Dial. Jinny & Jessy with the future Issue and increase of of the females. Also one fourth of my household & Kitchen furniture my riding chair her choise of one horse. eight cows and clavs and one Thousand Dollare in cash or good bonds or n notes. -----

Item 2 I give devise & bequeath unto my said wife Sarah Grier Britton, whilst she remains my widow a joint use with my children of the house and plantation where I now reside, provided she pays a part of the annual expence incurred by keeping up said plantation, agreable to the number of hands she may work thereon -----

Item 3rd I give devise & bequeath unto my wife Sarag Brier Britton my Baxter tract of land Situate lieng & being on Poplar Hill originally granted to Thos Wright on the Seventh day of April and in the year of our Lord one thousand seven hundred and thirty six as containing five hundred acres (said tract is at present bounded ~~North~~ by land belonging to John Gordin and on all other sides by my own Lands) Also I give her all that part or portion of an adjoining tract (originally granted to William Hort as containing one thousand acres)

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her all that part or portion of an adjoining tract (origin-
ally granted to William Hort as containing one thousand acres)
Lying on the East side of said swamp, never the less It is
my will and desire that If my wife (or her heirs) should ever
wish to sell said Lands or r
pa cels of land herin given her it
shall be appraised or valued by disinterested persons and my
Executors to purchase the same for the benefit of my children,
or refuse as they may think most condusive to the interest of
my Estate but nothing herin mentioned or said is intended asa
prohibition to my wife selling said land to whomever she may

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think proper in the event that my Executors refuse or think proper not to purchase. The various bequests herin given my wife is in express, condition that she claim no dower of my Land^d estate, but in the event of my wife claiming her dower of my lands It is my will & desire that the said legacies herein given her shall be considered as a part of my estate and shall be disposed of as I shall herein after dispose of the rest and residue of the same -----

Item 4 I give devise & bequeath unto Eleanor W. Britton wife of Stephen Britton Three Hundred dollars \$300.00

~~Item 5 I give devise and bequeath unto Benjamin Britton Litchfield the sum of one Hundred Dollars \$100.00 to be paid him when he shall attain the age of twenty one years -----~~

Item 6 I give devise and bequeath unto my children the following named fifteen negroes viz Jennet. Paddy Crissy. Sally. Elvira. Nelly. Fortune. Tom. Rossetta Decalb. Ned. Henry Arvenia. Venus & Mary with the future Issue and increase of the females ; for and during the term of their natural Lives, and at their death to ~~the~~ lawful issue of their boddies,

~~If, either of my children die leaving no lawful issue be-~~
gotten of their boddie I give devise and bequeath the part or portion of the child soding to the surviving or their children, in case any of them should have previously died, leaving children who may be surviving at the time in question , such child or children I wish to Inherit such part or portion as their parent or parents would have been entitled to if alive

Item 7 I give devise and bequeath all the rest residue and remainder of my Estate both real and Personal to my children share and share alike to them their heirs and assigns for-

ever I do hereby constitute and appoint my friends

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Item 7 I give devise and bequeath all the rest residue and remainder of my Estate both real and Personal to my children share and share alike to them their heirs and assigns forever Lastly I do hereby constitute and appoint my friends David D. Willson, Joseph W. M^cCutohen Samuel I. Snowden, Stephen Britton & John B. PreSley Executors to this my last will & testament hereby revoking all former wills heretofore made by me or for me at my request ----- I do hereby give my executors or either of them full power to execute this my will, and also full power and authority to call in three freeholders to assist to appraise and divide my Estate, as my

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children arrive to the age of twenty years or marry, without petitioning any court of law or Equity for a division, and such division made by any one or more of them shall be ^{as} binding on my heirs as if it had been made by the authority of a Court in testimony whereof I have hereunto set my hand and seal this twelfth day of November in the year of our Lord One thousand eight hundred and thirty eight. Signed sealed published and delivered by the above named Benjamin Britton as and for his last will and testament, in the presence of us who at his request and in his presence and in the presence of each other have hereunto subscribed our names as witnesses:

Witnesses

T.M. Grier

John F.D. Britton

Robert H. Wilson.

Benj^m Britton (SEAL)

The words "Lands or" interlined, and the word "to" erased from the first line on the second page of this will by direction of said Benjamin Britton & in our presence this 16th day of November 1838 --

Cornelius M^oLeod

John F. D. Britton

T.M. Grier

Recorded in Will Book " B " Page 183.

Recorded 31st Day of December 1838.

Samuel G. McClary Ordinary Williamsburgh Dist.

Apt. 4. Pkg. 1.