

WILL OF
JANE JAMES

In the name of God amen. I Jane James of Indiantown Williams-
burgh district in the state of So Carolina, Widow, being in a
sick condition, but of sound and disposing mind and memory; and
calling to mind it is appointed for all men to die: do make
this my last will and testament: and first I recommend my soul
to God; and my body to be buried in a decent Christian manner
at the discretion of my Executors. as to my worldly property;
I will that all my just debts be first fully paid and the resi-
due of my estate be divided and I bequeath as follows Viz- I
devise unto my son John and his heirs one negroe man named
Cupid and one woman named Cate. to ^{gether} ~~SAKAKER~~ with one third
part in value of all my Library of Books, he to take the Books
at there appraisement: he however subject first to pay unto
my other Executors if the necessity of the case should so
require it; his proportion of money. to make up a legacy to be
left herein below to my three Grandsons, sons of Robert
Witherspoon. so be the other means I shall herein leave for
that purpose, should fail of the intended purpose. I devise
unto my son William and his heirs a feather bed and furniture,
a third of my Library of Books at there appraisement; and a
full discharge from whatever debts of money he may be due me at
the time of my decease: he also to be subject to pay unto my
other Executors if need requires it as my son John as above is
made liable to pay and for the same purpose . I devise unto my
son Samuel and his heirs a tract or a part of a tract of land
containing one hundred and fifty eight acres more or less; being
a tract I purchased from my son John and bounds and butts on
lands o f said John and Samuel. I also give and bequeath unto

to God; and my ~~body to be buried in a decent~~ Christian manner
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that purpose, should fail of the intended purpose. I devise
unto my son William and his heirs a feather bed and furniture,
a third of my Library of Books at there appraisement; and a
full discharge from whatever debts of money he may be due me at
the time of my decease: he also to be subject to pay unto my
other Executors if need requires it as my son John as above is
made liable to pay and for the same purpose. I devise unto my
son Samuel and his heirs a tract or a part of a tract of land
containing one hundred and fifty eight acres more or less; ~~being~~
a tract I purchased from my son John and bounds and butts on
lands o f said John and Samuel. I also give and bequeath unto
him and his heirs, one negroe ^{man} named York together with all my
Kitchen furniture and stock of hogs. and farther I lend unto
him the use and service of my negroe man named Ceaser and his
wife named Belinda untill said son Samuel does marry: but should
he marry and then these said negroes should not wish to live
any longer with him nor choose him for their Master I hereby
indulge them for there fidelity and faithfulness to me as ser-
vants to go to my other Executors (besides my son Samuel) and

make known to them there wish to be taken out of the service of my said son Samuel and make unto them a choice out of or amongst any of my other children or Grand Children of a Master or Mistress. then I empower my said Executors to take away from the possession of my son Samuel said two negroes Ceaser and Belinda and put them in possession of that Master or Mistress they may so make choice of. and these said two negroes shall belong to all intents and purposes to that Master or Mistress and their heirs forever. But should they these said two negroes be content to live on with my son Samuel after he marries. and they make there choice so to do unto my Executors; then they shall belong unto him and his heirs forever. I hereby make my son Samuel subject to pay to my other Executors if need be that they require it a proportionate sum of money as his Brothers above is made liable to pay and for the same purpose. I lend unto my Grand daughter Jane Wilson wife of William Wilson the full use and the profit arising from the labour of my negroe woman named Dianna and the profits and labour arising arising from the future increase (if any) as long as my Grand daughter Jane liveth, but at her death I give and bequeath said negroe woman Dianna and future increase unto the issue of the body of said Jane Wilson forever. I give and devise unto said Grand daughter Jane forever all my wearing apparel; and the one third of my Library of Books as there appraisement; She made subject however to pay to my Executors if need be that they have to require it a sum of money equal in proportion for said Woman Dianna and every other part of the legacy left her as fully as my three sons made liable to pay and for the same purpose. I devise unto my Grand daughter Sarah Jane James

shall belong to all intents and purposes to that Master or Mistress and their heirs forever. But should they these said two negroes be content to live on with my son Samuel after he marries, and they make there choice so to do unto my Executors; then they shall belong unto him and his heirs forever. I hereby make my son Samuel subject to pay to my other Executors if need be that they require it a proportionate sum of money as his Brothers above is made liable to pay and for the same purpose. I lend unto my Grand daughter Jane Wilson wife of William Wilson the full use and the profit arising from the labour of my negree woman named Dianna and the profits and labour arising arising from the future increase (if any) as long as my Grand daughter Jane liveth, but at her death I give and bequeath said negree woman Dianna and future increase unto the issue of the body of said Jane Wilson forever. I give and devise unto said Grand daughter Jane forever all my wearing apparel; and the one third of my Library of Books as there appraisement; She made subject however to pay to my Executors if need be that they have to require it a sum of money equal in proportion for said Woman Dianna and evry other part of the legacy left here as fully as my three sons made liable to pay and for the same purpose. I devise unto my Grand daughter Sarah Jane James Daughter of my son William and her heirs forever to receive at her marriage or age of twenty one one negree Girl named Leah; I hereby empower her father to take the charge care and management of said Legacy for his Daughter untill she can inherit ~~for~~ I only be first to give my other Executors a discharge for the same and I hereby fully empower my Executors to take it as a full discharge. I devise unto Mrs. Mary Ferrell fifty dollars for her comfort in her affected state of health, my Executors

to pay it to her as soon as they can conveniently procure as much money from the sale of that part of my Estate hereafter directed for sale or any monies that may come into there hands owing to my Estate. I devise unto each of my three grandsons Robert Sidney Witherspoon. James Edmonds Witherspoon and John Benoni Witherspoon one hundred dollars to be paid them at the day of there marriage or age of twenty one years. but should either of them die before they come to the age of inheritance the survivors or survivor to take there dividint or legacy unto them forever I hereby ^{empower} there father Robert Witherspoon to take the charge care and management of said three legacies of one hundred dollars each into his own hands untill his sons or soncome of age to inherit it, he in themeantime to apply the money in such a way as to lay it out in such property as he may believe to be most for there interest And I hereby authorize him so to do; but before he takes it out of the hands of my Executors he must give them a full discharge therefor and I authorize said Executors to take a discharge from him when they give up these legacies----- And fully to enable my Executors to satisfy this last legacy unto my three Grandsons I empower them to make use of all the ready money or cash I may be in possession of at my death, all outstanding debts that may be collected all monies arrising from the sale of any crop I may have in hands at death; the monies arising from the sale of my two horses and riding chair, and from my stock of Cattle and sheep, all which I authorize my Executors to sell, I farther authorize them to dispose of for this purpose also one Negroe Girl named Cate and that said Girl may not be torn away from the Bosom of her Parents, if it can be

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erty as he may believe to be most for there interest And I
hereby authorize him so to do; but before he takes it out of
the hands of my Executors he must give them a full discharge
therefor and I authorize said Executors to take a discharge
from him when they give up these legacies----- And ^d fully
to enable my Executors to satisfy this last legacy unto my
three Grandsons I empower them to make use of all the ready
money or cash I may be in possession of at my death, all out-
standing debts that may be collected all monies arrising from
the sale of any crop I may have in hands at death; the monies
arising from the sale of my two horses and riding chair, and
from my stock of Cattle and sheep, all which I authorize my
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this purpose also one Negroe Girl named Cate and that said Girl
may not be torn away from the Bosom of her Parents, if it can be
avided, she shall first be offered by my Executors at her
appraisement when my Estate is appraised unto my son Samuel if
he does not take her at that valuation she shall then be offer-
ed in the same manner to my son John, if he refuses to take her
at the value, she must then be sold unto any other person for
what she will bring, All the money to be raised by the means
there devised shall to pay all my lawful debts secondly the
legacy of fifty dollars to Mrs Ferrel and thirdly the three
hundred dollars legacy to my ^{three} Grandsons But should all this

nevertheless be insufficient for the purpose my three sons and Granddaughter Jane Wilson must make up the defficiency in proportion to the value of there several legacies above devised to each of them--- But should there be a sufficiency without laying this tax on the legacies this tax shall not be laid on should the money without tax be sufficient and more the sufficient--- the balance be it more or less I devise unto my Grandson John Benoni Witherspoon over and above the legacy of one hundred dollars and to be also under his fathers care as above and he give a discharge to my Executors for it: I devise unto my sons John and Samuel and to my Granddaughter Jane Wilson all the remainder of my household furniture, to be divided in equal proportions amongat them and to there heirs forever--- I do hereby nominate constitute appoint as only and Sole Executors of this my last Will and testament, my ^{three} sons John William and Samuel James. And do renounce revoke and disannul all former will, Testamnets and bequeaths by me in any wise ^{Made} ~~made~~ before, and ratify and confirm this and no other to be my last Will and testament. In Witness whereof I have hereunto subscribed my name and set my seal this sixteenth day of August in the year of our Lord one thousand eight hundred and eleven Signed sealed published pronounced and declared by the said Jane James to be her last Will and testament, in presence of the subscribers-

William Ervin

Colwell Crawford

William Johnson J.

Jane James (L. S.)

Recorded in Will Book " A " Page 97-98-99

Recorded 9th day of September 1811

David McClary Ordinary Williamsburgh District.