

The State of South Carolina, York District

In the Name of God! Amen. I John Durham of the State and District aforesaid being of sound and disposing mind and memory and desirous to dispose of all my estate, do make and publish the following as my last will & testament.

Imprimis. I will and devise to my son George G. Durham his heirs and assigns forever My dwelling house and the appurtenances together with Three hundred acres of land surrounding and adjacent thereto to be laid off by the said George G. Durham Wheresoever he may choose out of all My lands provided the farm shall be in a body and shall surround and include the dwelling and to be laid off as soon as convenient after my decease.

Item. I will and devise to my daughter Elizabeth Durham her heir and assigns forever. The tract of land purchased by me from Alexander Eakin Containing about sixty five acres And I also will and devise to the said Elizabeth Durham her heirs and assigns One hundred acres of land in addition to the above to be by her chosen and laid off from all my lands not herein before devised provided the farm shall be in a body & and she will make her election within a convenient time after my death.

Item. I will and devise to Hugh Gurrence his heirs and assigns forever one hundred acres of land to be laid off to him from my lands adjoining the line of his land the said quantity of one hundred acres shall be so allotted and surveyed as to extend the whole distance along his line which adjoins to my land.

Item. I will and desire that the whole of the remainder of my lands not herein before disposed of shall be laid off and surveyed into lots which Shall be most proper and convenient for Sale and for that purpose I appoint my Friends David Watson Duncan McCollum and William Berry to make such division into lots and

act in like manner. My Executors or a majority of them are hereby directed to sell the said land in lots at public sale on a credit of Twelve months and upon such sale they are authorized to execute titles to the purchaser. The proceeds of the said sales shall be divided into four shares, and I bequeath the same viz. One fourth part thereof to the Children of my deceased daughter Jane Stevenson share & share alike. One fourth part to Hugh Currence, One fourth part to George Durham and the remaining fourth part to Elizabeth Durham.

Item It is my Will and I do hereby direct that all my negro slaves not herein after Specially bequeathed shall be divided by my aforesaid friend David Watson, Duncan McCollum & Wm. Berry or any two of them into three lots, of value as nearly equal as may be having regard to their relationship And to be valued by them. My Son George G. Durham My daughter Elizabeth Durham & Hugh Currence shall by lot determine to which of the said lots or parcel of Negroes they shall be respectively entitled and the said parcel of Negroes so drawn by lot I do hereby give and bequeath to the aforesaid George G. Durham Elizabeth Durham and Hugh Currence their heirs and assigns respectively & severally; And in case either of them should die after my decease and before the division can be made then his or her legal representatives are authorized to act in their stead. Such of my aforesaid legatees as shall be entitled to the most valuable Lots of negroes shall pay to the other or others Such sum of money as shall make them all equal, according to the valuation made by my said friend, And in case a majority of my said friends whom I have appointed to value and divide my negroes shall neglect or refuse to act then the appraisers of my estate are authorized to perform the same duty.

Item I Will and bequeath to my daughter Mary Stevenson a negro

Item I will and bequeath to my daughter Francis Durham a will and bequeath a negro man named Lewis and a negro man named Abram to my Said daughter during her life and to her issue living at the time of her death

Item I Will and bequeath to My Son William Durham the sum of Three hundred Dollars and in case my Said son is now or shall be dead at the time of my decease then my executors are directed to pay the said sum to the Children of my said son William to be equally divided between them.

Item I will and bequeath to my daughter Elizabeth Durham Two head of horses, and ten head of cattle to be chosen by her from all my horses & Stock at my death. And I do hereby confirm her in the right to two feather beds heretofore give to her by me.

Item I will and bequeath to my son George G Durham One gun to be chosen by him from all my guns at my death.

Item I Will and bequeath to my daughter Margaret Wallace the sum of Two hundred dollars to be held by my executors during the life of my said daughter Margaret in trust for her use and benefit by allowing her the interest thereof and at her death the said money to be equally divided between her children living at the time of her death-----

Item I do hereby direct my Executors to sell at public sale on a credit of Twelve months all my personal property of every kind and description capable of sale, and the proceeds of the sale I will and bequeath as follows one fourth part to Hugh Currence one fourth part to George G. Durham one fourth part to Elizabeth Durham and one fourth part to the children of my deceased daughter Jane Stevenson to be equally divided between them.

Item All my cash on hand outstanding debts, and all other of my property of every kind whatsoever not heretofore mentioned and bequeathed I do will and bequeath viz One fourth to my son George one fourth to my daughter Elizabeth, one fourth to Hugh Currence and one fourth to the children of my deceased daughter

Jane Stevenson equally between them Lastly I nominate and appoint my daughter Elizabeth Executrix and George G Durham and Hugh Currence Executors of this my last will and testament hereby revoking ~~all~~ other wills and ratifying and confirming this as my last Will and testament

In testimony hereof I have hereunto set my hand and seal this nineteenth day of February in the year of our Lord One thousand Eight hundred and Twenty nine---

Signed, Sealed published and declared

as his last Will and testament by

the testators, and signed by us and in

his presence and in the presence of each

other as witnesses at his request and we

have also subscribed our names on the margin

of the second and fourth pages on the annexed

sheet----

John Durham (LS)

Wm. Pressly

Hugh Stevenson

W. R. Hill

Probated April 27, 1829

Will Book "G" P-315

Case No. 16

File No. 235